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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, July 7, 2015 - 2:00 PM

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**Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689**

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar, Yee, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

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ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:05 p.m. On the call of the roll, all Supervisors were noted present. There was a quorum.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of May 19, 2015, and June 2, 2015. There were no corrections.

Supervisor Farrell, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of May 19, 2015, and June 2, 2015. The motion carried by the following vote, following general public comment:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

150491 [Appropriation - Hetch Hetchy Power Enterprise's Fund Balance to Implement the Community Choice Aggregation Program - $4,000,000 - FY2014-2015]

Sponsors: Mayor; Breed, Avalos, Christensen and Mar

Ordinance appropriating $4,000,000 from the FY2014-2015 Hetch Hetchy Power Enterprise's fund balance to provide short-term working capital needed for the initial start-up of the Community Choice Aggregation Program.
(Fiscal Impact)

Supervisor Mar requested to be added as a co-sponsor.

FINALLY PASSED

Recommendation of the Budget and Finance Sub-Committee

140950 [Environment, Administrative Codes - Healthy Air and Clean Transportation Program]

Sponsors: Farrell; Avalos, Kim, Mar and Campos

Ordinance amending the Environment and Administrative Codes to transfer the fleet management and vehicle selection elements of the Healthy Air and Clean Transportation Program from the Department of the Environment to the City Administrator, replace mandatory fleet reduction requirements with policies to optimize the size and use of the City's vehicle fleet, use technology to promote the safe and environmentally-friendly use of vehicles, and reduce average per-mile greenhouse gas emissions from City fleet vehicles, authorize master contracts for City use of car-sharing services; and make other technical and conforming changes; and affirming the Planning Department's determination under the California Environmental Quality Act.

FINALLY PASSED

Recommendation of the Land Use and Transportation Committee

150221 [Planning, Public Works Codes - Street Trees and Adoption of Associated Fees]

Sponsors: Wiener; Christensen

Ordinance amending the Planning and Public Works Codes to shift the authority to require street trees in the case of certain types of development projects from the Planning Department to Public Works; to require a permit to perform major maintenance on street trees within a specified distance of general advertising signs, adopt a fee for such permit, and impose penalties for violations; to require a tree protection plan in advance of construction and adopt a fee for review and approval of the plan; to give specified Public Works staff enforcement authority; and affirming the Planning Department's determination under the California Environmental Quality Act, and making other findings including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

Recommendations of the Rules Committee

150539 [Appointment, Park, Recreation and Open Space Advisory Committee - Kim Hirschfeld]

Motion appointing Kim Hirschfeld, term ending February 1, 2017, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Motion No. M15-103

APPROVED

150664 [Appointments, In-Home Supportive Services Public Authority - Luis Calderon, Kenzi Robi, and Gustavo Serina]

Motion appointing Luis Calderon, term ending March 1, 2017, and Kenzi Robi and Gustavo Serina, terms ending March 1, 2018, to the In-Home Supportive Services Public Authority. (Rules Committee)

Motion No. M15-104

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

150269 [Police Code - Formula Retail Employee Rights]

Sponsors: Farrell; Mar

Ordinance amending Articles 33F and 33G of the Police Code, which contain the formula retail employee rights ordinances: 1) to change from 20 to 40 the number of retail sales establishments worldwide a business must have to be covered by the ordinances; 2) to allow collective bargaining agreements covering employees of formula retail establishments or employees of property service contractors to waive the protections of Articles 33F and 33G; 3) to provide employees scheduled to work on-call shifts with predictability pay if the employer modifies the scheduling of that shift with less than seven days notice; 4) to allow the Office of Labor Standards Enforcement to issue warnings and notices to correct to employers who have violated Articles 33F and 33G; 5) to provide part-time employees with three days to accept any additional hours offered to them by their employers; and 6) to allow employers to notify employees of the offer of additional hours by posting a notice in a conspicuous location in the workplace.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Budget and Finance Sub-Committee

150489 [General Obligation Bond Election - Affordable Housing - Not to Exceed $310,000,000]

Sponsors: Mayor; Breed, Christensen, Cohen, Farrell, Tang, Wiener, Avalos, Mar, Campos, Kim and Yee

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, rehabilitation, preservation, and repair of affordable housing improvements and related costs necessary or convenient for the foregoing purposes, to be financed through bonded indebtedness in an amount not to exceed $300,000,000; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such bonds; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed bond is in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

Supervisors Avalos, Mar, Campos, Kim, and Yee requested to be added as co-sponsors.

Supervisor Farrell, seconded by Supervisor Avalos, moved that this Resolution be AMENDED on Page 1, Line 1, by changing amount to $310,000,000; on Page 1, Line 7, by changing amount to $310,000,000; on Page 3, Line 13, by striking 'finance the development of' and adding 'fund'; on Page 3, Line 16, by changing amount to $310,000,000; on Page 3, Line 19, by changing amount to $310,000,000; and on Page 5, Line 5, by changing amount to $310,000,000. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, rehabilitation, preservation, and repair of affordable housing improvements and related costs necessary or convenient for the foregoing purposes, to be financed through bonded indebtedness in an amount not to exceed $310,000,000; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such bonds; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed bond is in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Referred Without Recommendation from the Budget and Finance Sub-Committee

150492 [General Obligation Bond Election - Affordable Housing - Not to Exceed $350,000,000]

Sponsors: Avalos; Campos and Mar

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, rehabilitation, preservation, and repair of affordable housing improvements and related costs necessary or convenient for the foregoing purposes, to be financed through bonded indebtedness in an amount not to exceed $350,000,000; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such bonds; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed bond is in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

Supervisor Farrell, seconded by Supervisor Avalos, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Rules Committee

150156 [Administrative Code - Daily Calendars of Elected Officials and Department Heads]

Sponsors: Avalos; Mar and Campos

Ordinance amending the Administrative Code to require that all City elected officials keep public daily calendars of their meetings and events, and to require that calendars kept by elected officials and department heads include information about the identities of people attending meetings or events.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150436 [Administrative Code - Establishing Cannabis State Legalization Task Force]

Sponsors: Wiener; Kim and Mar

Ordinance amending the Administrative Code to establish the Cannabis State Legalization Task Force to advise the Board of Supervisors, the Mayor, and City departments regarding the local impacts of possible state legislation legalizing adult use of cannabis; and setting forth the membership and duties of the Task Force.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendation of the Budget and Finance Sub-Committee

150497 [Authorizing Expenditures - SoMa Community Stabilization Fund - Housing and Infrastructure Projects - $2,505,000]

Sponsor: Kim

Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars for various housing and infrastructure projects, as referenced herein, in the amount of $2,505,000.
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

150081 [Planning Code, Zoning Map - Establishing the Fillmore Street Neighborhood Commercial Transit District]

Sponsor: Breed

Ordinance amending the Planning Code to establish the Fillmore Street Neighborhood Commercial Transit District along Fillmore Street between Bush and McAllister Streets in place of the Fillmore Street Neighborhood Commercial District, amending various other sections to make conforming and other technical changes, amending the Zoning Map to make changes that conform with the Code amendments; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Avalos, seconded by Supervisor Campos, moved that this item be continued until later in the meeting. The motion failed by the following vote:
Ayes: 4 - Avalos, Campos, Kim, Mar
Noes: 7 - Breed, Christensen, Cohen, Farrell, Tang, Wiener, Yee

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Avalos

150082 [Planning Code, Zoning Map - Establishing the Divisadero Street Neighborhood Commercial Transit District]

Sponsor: Breed

Ordinance amending the Planning Code to establish the Divisadero Street Neighborhood Commercial Transit District along Divisadero Street between Haight and O'Farrell Streets in place of the Divisadero Street Neighborhood Commercial District and make conforming and other technical changes to various other sections; amending the Zoning Map to make changes that conform with the Code amendments; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Avalos, seconded by Supervisor Campos, moved that this item be continued until later in the meeting. The motion failed by the following vote:
Ayes: 4 - Avalos, Campos, Kim, Mar
Noes: 7 - Breed, Christensen, Cohen, Farrell, Tang, Wiener, Yee

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Avalos

150357 [Planning Code - Rincon Hill Streetscape Master Plan]

Sponsor: Kim

Ordinance amending Planning Code, Section 138.1, to acknowledge approval of the Rincon Hill Streetscape Master Plan; and making findings under the California Environmental Quality Act, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150401 [General Plan Amendments - Rincon Hill Streetscape Master Plan]

Sponsor: Kim

Ordinance amending the Rincon Hill Area Plan, a subsection of the General Plan, to incorporate the Rincon Hill Streetscape Master Plan and make other technical amendments; and making findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150653 [Assessment Ballots for City-Owned Parcels - Dogpatch & Northwest Potrero Hill Green Benefit District]

Sponsor: Cohen

Resolution authorizing the Mayor or his designees to cast assessment ballots in the affirmative on behalf of the City and County of San Francisco as owner of seven parcels of real property over which the Board of Supervisors has jurisdiction, where those parcels would be subject to assessment in the proposed property-based business improvement district to be named the "Dogpatch & Northwest Potrero Hill Green Benefit District."

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150685 [Assessment Ballots for City-Owned Parcels - Yerba Buena Community Benefit District]

Sponsor: Kim

Resolution authorizing the Mayor or his designees to cast assessment ballots in the affirmative on behalf of the City and County of San Francisco as the owner of eight parcels of real property over which the Board of Supervisors has jurisdiction that would be subject to assessment in the proposed renewed and expanded property and business improvement district to be the Yerba Buena Community Benefit District.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150686 [Assessment Ballot for City-Owned Parcel - Greater Rincon Hill Community Benefit District]

Sponsor: Kim

Resolution authorizing the Mayor or his designees to cast an assessment ballot in the affirmative on behalf of the City and County of San Francisco as the owner of one parcel of real property over which the Board of Supervisors has jurisdiction that would be subject to assessment in the proposed property and business improvement district to be named the Greater Rincon Hill Community Benefit District.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Rules Committee

150268 [Administrative, Health Codes - Restaurant Week]

Sponsor: Breed

Ordinance amending the Administrative Code to establish the last ten days of January each year as Restaurant Week; and amending the Health Code to eliminate the Department of Public Health's Restaurant Appreciation Month.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Kim Excused from Voting

Supervisor Yee, seconded by Supervisor Cohen, moved that Supervisor Kim be excused from voting on File No. 150662. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Excused: 1 - Kim

150662 [Reappointment, Association of Bay Area Governments, Executive Board - Supervisor Jane Kim]

Motion reappointing Supervisor Jane Kim, term ending June 30, 2017, to the Association of Bay Area Governments, Executive Board. (Clerk of the Board)

Motion No. M15-105

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Excused: 1 - Kim

Supervisor Mar Excused from Voting

Supervisor Yee, seconded by Supervisor Campos, moved that Supervisor Mar be excused from voting on File No. 150663. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

150663 [Reappointment, Association of Bay Area Governments, Executive Board - Supervisor Eric Mar]

Motion reappointing Supervisor Eric Mar, term ending June 30, 2017, to the Association of Bay Area Governments, Executive Board. (Clerk of the Board)

Motion No. M15-106

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

150666 [Reappointment, Entertainment Commission - Audrey Joseph]

Sponsor: Mayor

Motion approving the Mayor's reappointment of Audrey Joseph to the Entertainment Commission, term ending July 1, 2019.

(Charter, Section 4.117, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within sixty days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within sixty days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: June 18, 2015)

Motion No. M15-107

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150667 [Reappointment, Entertainment Commission - Theodora Marie Caminong]
Motion reappointing Theodora Marie Caminong, term ending July 1, 2019, to the Entertainment Commission. (Rules Committee)

Motion No. M15-108

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Mar, seconded by Supervisor Campos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Carla Johnson, Director, Mayor's Office on Disability; Jessica Lehman, Executive Director, Senior and Disability Action; Bill Hirsch, Executive Director, AIDS Legal Referral Panel; Fiona Hinze, Systems Change Coordinator/Community Organizer, Independent Living Resource Center SF; Marie Jobling, Executive Director, Community Living Campaign; Kelly Dearman, Executive Director, IHSS Public Authority; and Mark Melanson, Director, Community Services of Toolworks in recognition of their accomplishments and continued community support.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Daniel País; expressed various concerns relating to racism and homophobia.
Emily Goodwin (Ygrene Energy Fund); spoke regarding property based clean energy.
Jessie Waters; expressed various concerns relating to the City's sanctuary policy.
Vladimir; expressed various concerns relating to fascism, evictions, and homelessness.
Christopher Dahl; expressed various concerns relating to sea level and lobbying.
Andrew Yip; expressed various concerns.
Male Speaker; expressed various concerns relating to history.
John DiDonna; shared in poem certain concerns with the Board.
Darryl Schaffer; expressed various concerns relating to the taxi industry.
Susan Pfeifer (Outer Sunset/Parkside Residents Association); spoke in support of proposed legislation declaring Americans with Disabilities Act Month and accessibility.
Ace Washington; expressed various concerns relating to the budget and add-backs.
Walter Paulson; shared in song certain concerns with the Board.
Tom Gilberty; expressed various concerns relating to the Giants, the City's sanctuary policy, evictions, and rent control.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

150690 [Supporting California State Assembly Bill 953 (Weber) - Racial and Identity Profiling Act]

Sponsors: Mar; Kim, Campos, Avalos and Cohen

Resolution supporting California State Legislature Assembly Bill 953, the Racial and Identity Profiling Act of 2015, authored by Assemblymember Shirley Weber, which promotes equal justice and fairness to address the problem of racial and identity profiling, and enhances public safety.

ADOPTED

150691 [Americans with Disabilities Act Month - July]

Sponsors: Mar; Kim, Campos, Avalos, Yee, Cohen, Wiener, Tang, Farrell, Christensen and Breed

Resolution declaring July of every year as Americans with Disabilities Act Month in the City and County of San Francisco.

Supervisor Breed requested to be added as a co-sponsor.

ADOPTED

150702 [Committee of the Whole - Final Mitigated Negative Declaration - Hall of Justice - 850 Bryant Street - Proposed Project to Replace County Jail No. 3 and County Jail No. 4 - July 21, 2015]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 21, 2015, at 3:00 p.m., to hold a public hearing to consider the Final Mitigated Negative Declaration issued by the Planning Commission upon its determination on June 25, 2015, for the proposed project to replace County Jail No. 3 and County Jail No. 4 located at the Hall of Justice at 850 Bryant Street; and making a determination and/or findings. (Clerk of the Board)

Motion No. M15-109

APPROVED

150711 [Final Map 8428 - 280 Brighton Avenue]

Motion approving Final Map 8428, a 27 residential unit and 3 commercial unit, mixed-use Condominium Project, located at 280 Brighton Avenue, being a subdivision of Assessor's Block No. 6944, Lot No. 061, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-110

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCE

150710 [Amending Ordinance No. 1061 - Sidewalk Width Change - Portions of Silver and Revere Avenues]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" to change the official sidewalk width at the westerly corner of the intersection of Silver and Revere Avenues and portions of Revere Avenue; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

06/26/15; RECEIVED FROM DEPARTMENT.

07/07/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/6/2015.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 3:54 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

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Tuesday, July 14, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar, Yee, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:02 p.m. On the call of the roll, Supervisor Mar was noted not present. There was a quorum.

Supervisor Mar was noted present at 2:03 p.m.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of June 9, 2015. There were no corrections.

Supervisor Cohen, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of June 9, 2015. The motion carried by the following vote, following general public comment:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

AGENDA CHANGES

There were no agenda changes.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

There were no questions submitted from Supervisors representing the even districts. Mayor Edwin Lee addressed the Board of Supervisors relating to the Santuary City Policy, specifically that it allows local law enforcement to notify Federal Immigration officials when a particular individual is set for release in certain circumstances, and housing. Following public comment this matter was filed. No further action was taken.

CONSENT AGENDA

Recommendations of the Land Use and Transportation Committee

150357 [Planning Code - Rincon Hill Streetscape Master Plan]

Sponsor: Kim

Ordinance amending Planning Code, Section 138.1, to acknowledge approval of the Rincon Hill Streetscape Master Plan; and making findings under the California Environmental Quality Act, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

FINALLY PASSED

150401 [General Plan Amendments - Rincon Hill Streetscape Master Plan]

Sponsor: Kim

Ordinance amending the Rincon Hill Area Plan, a subsection of the General Plan, to incorporate the Rincon Hill Streetscape Master Plan and make other technical amendments; and making findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

FINALLY PASSED

Recommendation of the Rules Committee

150268 [Administrative, Health Codes - Restaurant Week]

Sponsor: Breed

Ordinance amending the Administrative Code to establish the last ten days of January each year as Restaurant Week; and amending the Health Code to eliminate the Department of Public Health's Restaurant Appreciation Month.

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Land Use and Transportation Committee

150081 [Planning Code, Zoning Map - Establishing the Fillmore Street Neighborhood Commercial Transit District]

Sponsor: Breed

Ordinance amending the Planning Code to establish the Fillmore Street Neighborhood Commercial Transit District along Fillmore Street between Bush and McAllister Streets in place of the Fillmore Street Neighborhood Commercial District, amending various other sections to make conforming and other technical changes; amending the Zoning Map to make changes that conform with the Code amendments; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150082 [Planning Code, Zoning Map - Establishing the Divisadero Street Neighborhood Commercial Transit District]

Sponsor: Breed

Ordinance amending the Planning Code to establish the Divisadero Street Neighborhood Commercial Transit District along Divisadero Street between Haight and O'Farrell Streets in place of the Divisadero Street Neighborhood Commercial District and make conforming and other technical changes to various other sections; amending the Zoning Map to make changes that conform with the Code amendments; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Referred Without Recommendation from the Land Use and Transportation Committee

150295 [Administrative Code - Short-Term Residential Rentals]

Sponsors: Campos; Mar and Avalos

Ordinance amending the Administrative Code to revise the Residential Unit Conversion Ordinance to: limit short-term rental of a residential unit to no more than 60 days per calendar year; require hosting platforms to verify that a residential unit is on the City Registry prior to listing, remove a listing once a residential unit has been rented for tourist or transient use for more than 60 days in a calendar year, and provide certain usage data to the Planning Department; revise the definition of interested parties who may enforce the provision of Chapter 41A through a private right of action to include permanent residents residing within 100 feet; amend the private right of action provisions to allow for a private right of action against hosting platforms and create an additional private right of action against owners, business entities, and hosting platforms under certain circumstances; provide for criminal penalties against hosting platforms in violation of this Chapter 41A; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Economic Impact)

Supervisor Campos, seconded by Supervisor Avalos, moved that this Ordinance be AMENDED on Page 3, Line 15, by adding 'has not been the subject of an eviction pursuant to the Ellis Act and Administrative Code Section 37.9(a)(13) within the five year period prior to applying for the Registry if such eviction occurred after November 1, 2014.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Ordinance amending the Administrative Code to revise the Residential Unit Conversion Ordinance to: limit short-term rental of a residential unit to no more than 75 days per calendar year; require hosting platforms to verify that a residential unit is on the City Registry prior to listing, remove a listing once a residential unit has been rented for tourist or transient use for more than 75 days in a calendar year, and provide certain usage data to the Planning Department; revise the definition of interested parties who may enforce the provision of Chapter 41A through a private right of action to include permanent residents residing within 100 feet; amend the private right of action provisions to allow for a private right of action against hosting platforms and create an additional private right of action against owners, business entities, and hosting platforms under certain circumstances; provide for criminal penalties against hosting platforms in violation of this Chapter 41A; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Economic Impact)

Supervisor Campos, seconded by Supervisor Yee, moved that this Ordinance be AMENDED on Page 1, Line 4, by striking '60' and adding '75'; on Page 1, Line 7, by striking '60' and adding '75'; on Page 7, Line 17, by striking '60' and adding '75'; and on Page 10, Line 23, by striking '60' and adding '75'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NOT PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 5 - Avalos, Campos, Kim, Mar, Yee
Noes: 6 - Breed, Christensen, Cohen, Farrell, Tang, Wiener

150363 [Administrative Code - Short-Term Residential Rentals]

Sponsors: Mayor; Farrell

Ordinance amending the Administrative Code to revise the Residential Unit Conversion Ordinance to: limit short-term rental of a residential unit to no more than 120 days per calendar year; revise the definition of interested parties who may enforce the provisions of Chapter 41A, through a private right of action to include permanent residents residing within 100 feet of the residential unit; create an additional private right of action under certain circumstances; create an Office of Short-Term Residential Rental Administration and Enforcement staffed by the Planning Department, Department of Building Inspection, and Tax Collector's Office; and affirming the Planning Department's determination under the California Environmental Quality Act.
(Economic Impact)

Supervisor Farrell, seconded by Supervisor Wiener, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Ordinance amending the Administrative Code to revise the Residential Unit Conversion Ordinance to: limit short-term rental of a Residential Unit to no more than 120 days per calendar year; revise the definition of interested parties who may enforce the provisions of Chapter 41A, through a private right of action to include permanent residents residing within 100 feet of the residential unit; create an additional private right of action under certain circumstances; change the administrative hearing process from mandatory to at the request of any party found in violation of this Chapter; create an Office of Short-Term Residential Rental Administration and Enforcement staffed by the Planning Department, Department of Building Inspection, and Tax Collector's Office; and affirming the Planning Department's determination under the California Environmental Quality Act.
(Economic Impact)

Supervisor Yee, seconded by Supervisor Mar, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion FAILED by the following vote:

Ayes: 5 - Avalos, Campos, Kim, Mar, Yee
Noes: 6 - Breed, Christensen, Cohen, Farrell, Tang, Wiener

Privilege of the floor was granted to John Rahaim, Director, Planning Department, who responded to questions raised throughout the discussion.

Supervisor Yee, seconded by Supervisor Campos, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Christensen Duplicated the file, as amended, pursuant to Board Rule 5.31.

See File No. 150752

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 6 - Breed, Christensen, Cohen, Farrell, Tang, Wiener
Noes: 5 - Avalos, Campos, Kim, Mar, Yee

Ordinance amending the Administrative Code to revise the Residential Unit Conversion Ordinance to: revise the definition of interested parties who may enforce the provisions of Chapter 41A, through a private right of action to include permanent residents residing within 100 feet of the residential unit; create an additional private right of action under certain circumstances; change the administrative hearing process from mandatory to at the request of any party found in violation of this Chapter; create an Office of Short-Term Residential Rental Administration and Enforcement staffed by the Planning Department, Department of Building Inspection, and Tax Collector's Office; and affirming the Planning Department's determination under the California Environmental Quality Act.
(Economic Impact)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 6 - Breed, Christensen, Cohen, Farrell, Tang, Wiener
Noes: 5 - Avalos, Campos, Kim, Mar, Yee

150752 [Administrative Code - Short-Term Residential Rentals]

Sponsors: Mayor; Farrell

Ordinance amending the Administrative Code to revise the Residential Unit Conversion Ordinance to: limit short-term rental of a residential unit to no more than 120 days per calendar year; revise the definition of interested parties who may enforce the provisions of Chapter 41A, through a private right of action to include permanent residents residing within 100 feet of the residential unit; create an additional private right of action under certain circumstances; change the administrative hearing process from mandatory to at the request of any party found in violation of this Chapter; create an Office of Short-Term Residential Rental Administration and Enforcement staffed by the Planning Department, Department of Building Inspection, and Tax Collector's Office; and affirming the Planning Department's determination under the California Environmental Quality Act.
(Economic Impact)

Duplicated as Amended by Supervisor Christensen, pursuant to Board Rule 5.31, from File No. 150363.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Ordinance be RE-REFERRED to the Land Use and Transportation Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

150610 [Annual Budget and Appropriation Ordinance for Departments - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Annual Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2015, for the FYs ending June 30, 2016, and June 30, 2017.

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150611 [Annual Salary Ordinance - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2016, and June 30, 2017, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150563 [Treasure Island Development Authority Budget - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Resolution approving the Budget of the Treasure Island Development Authority for FYs 2015-2016 and 2016-2017.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Resolution be CONTINUED to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150565 [Office of Community Investment and Infrastructure, Operating as Successor Agency to the San Francisco Redevelopment Agency FY2015-2016 Budget - Bond Issuance Not to Exceed $51,000,000]

Sponsor: Mayor

Resolution approving the FY2015-2016 Budget of the Office of Community Investment and Infrastructure (OCII), operating as the Successor Agency to the San Francisco Redevelopment Agency; and approving the Issuance by OCII of Bonds in an aggregate principal amount not to exceed $51,000,000 for the purpose of financing a portion of enforceable obligations.
(Fiscal Impact)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Resolution be CONTINUED to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150559 [Building Code - Fees]

Sponsor: Mayor

Ordinance amending the Building Code to revise the Fee Schedules; and affirming the Planning Department's determination under the California Environmental Quality Act.
(Fiscal Impact.)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150560 [Public Works Code - Fees for Nighttime Work Permit and Preapplication Meetings]

Sponsor: Mayor

Ordinance amending the Public Works Code to add fees for nighttime work permits and preapplication meetings with staff; and affirming the Planning Department's determination under the California Environmental Quality Act.

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150561 [Business and Tax Regulations Code - Fire Department Licensing Fees]

Sponsor: Mayor

Ordinance amending the Business and Tax Regulations Code to increase the fees for certain Fire Department licenses; and making environmental findings.

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150566 [Administrative Code - California Environmental Quality Act Procedures and Fees]

Sponsor: Mayor

Ordinance amending the Administrative Code to eliminate the Installment Agreement Processing Fee and Refund Processing Fee from the California Environmental Quality Act procedures and fees.

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150567 [Administrative Code - Department of Public Health Group Purchasing Organizations]

Sponsor: Mayor

Ordinance amending the Administrative Code to authorize the Department of Public Health to participate in Group Purchasing Organizations for procurement of commodities, information technology products and related services, and general and professional services related to operation of its facilities.

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150568 [Administrative, Planning, Subdivision Codes - Citywide Affordable Housing Fund, Mayor's Housing Programs Fees Fund]

Sponsor: Mayor

Ordinance amending the Administrative Code to add the Citywide Affordable Housing Fund as a Category Eight self-appropriating fund; amending the Planning and Subdivision Codes to make corresponding changes to affordable housing fee provisions related to the Citywide Affordable Housing Fund; revising the Mayor's Housing Programs Fees Fund to change it to a Category Eight self-appropriating fund; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150569 [Fire Code - Fire Department Fines and Fees]

Sponsor: Mayor

Ordinance amending the Fire Code to increase the fees for certain Fire Department services; and making environmental findings.

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150570 [Health Code - Patient Rates - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Ordinance amending the Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2015, through June 30, 2017.

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150571 [Planning, Building Codes - Fee Waiver for Legalization of Secondary Dwelling Units]

Sponsor: Mayor

Ordinance amending the Planning and Building Codes to waive fees related to granting legal status to existing dwelling units constructed without required permits; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150572 [Appropriation - Airport Commission - $2,673,349 - FY2015-2016]

Sponsor: Mayor

Ordinance appropriating $2,673,349 to the Airport Commission amending estimated receipts and estimated expenditures in FY2015-2016.
(Fiscal Impact)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150573 [Annual Appropriation Ordinance Amendment - Public Utilities Commission Operating Budget - $2,177,552 - FY2015-2016]

Sponsor: Mayor

Ordinance amending Ordinance No. 146-14 (Annual Appropriation Ordinance FYs 2014-2015 and 2015-2016) by de-appropriating $2,177,552 from fringe benefits, non-personnel services, services of other departments, and general reserve and re-appropriating funds to permanent salaries, City grant programs, capital outlay, and overhead in the Public Utilities Commission operating budgets in FY2015-2016.
(Fiscal Impact)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150574 [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling]

Sponsor: Mayor

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2015.

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150575 [Public Employment - Annual Salary Ordinance Amendment - Public Utilities Commission Water Enterprise Department - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Ordinance amending Ordinance No. 147-14 (Annual Salary Ordinance FYs 2014-2015 and 2015-2016) to reflect the addition of 5.0 off budget positions (5.00 FTEs) in Class 7355 (1.00 FTE, Truck Driver), 7388 (2.00 FTEs, Utility Plumber), and 7463 (2.00 FTEs, Utility Plumber Apprentice) in the Public Utilities Commission Water Enterprise Department in FYs 2015-2016 and 2016-2017.
(Fiscal Impact)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Ordinance be CONTINUED ON FIRST READING to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150576 [Adjusting the Access Line Tax with the Consumer Price Index of 2015]

Sponsor: Mayor

Resolution concurring with the Controller's establishment of the Consumer Price Index for 2015 and adjusting the Access Line Tax by the same rate.

Supervisor Farrell, seconded by Supervisor Tang, moved that this Resolution be CONTINUED to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150577 [Designation of Hinderliter, de Llamas, and Associates as the City's Authorized Representative in Sales and Use Tax Records Examination]

Sponsor: Mayor

Resolution designating Hinderliter, de Llamas, and Associates as the City and County of San Francisco's authorized representative in sales and use tax records examination.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Resolution be CONTINUED to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150578 [Approval of Expenditure Plans - Human Services Care Fund - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Resolution approving the Expenditure Plans for the Human Services Care Fund for FYs 2015-2016 and 2016-2017.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Resolution be CONTINUED to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150579 [Certificates of Participation - Housing Trust Fund - Reimbursement of Certain Expenditures]

Sponsor: Mayor

Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures from proceeds of future bonded indebtedness.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Resolution be CONTINUED to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150580 [Proposition J Contract Certification Specified Contracted-Out Services Previously Approved]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractors for a lower cost than similar work performed by City and County employees, for the following services: Budget Analyst (Board of Supervisors); citywide custodial services (excluding City Hall), citywide security services, central shops security, and convention facilities management (General Services Agency-City Administrator); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); food services for jail inmates (Sheriff); assembly of vote-by-mail envelopes (Department of Elections); and security services-1680 Mission Street and security services-30 Van Ness Avenue (General Services Agency-Public Works).

Supervisor Farrell, seconded by Supervisor Tang, moved that this Resolution be CONTINUED to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150581 [Accept and Expend Grants - Recurring State Grant Funds - Department of Public Health - FY2015-2016]

Sponsor: Mayor

Resolution authorizing the acceptance and expenditure of recurring State grant funds by the Department of Public Health for FY2015-2016.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Resolution be CONTINUED to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150545 [Cost of Living Adjustment to the Contract for Budget and Legislative Analyst Services - FYs 2015-2016 and 2016-2017]

Motion to consider enacting a 3.25% cost of living adjustment (COLA) to the current $2,060,000 contract for Budget and Legislative Analyst Services, to be effectuated no earlier than October 1, 2015, resulting in a 2.44%, or $50,213 increase to the contract in FY2015-2016 to be annualized to the full 3.25%, or $66,950 in FY2016-2017; and directing the Clerk of the Board to take all necessary administrative actions to amend the contract accordingly. (Clerk of the Board)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Motion be CONTINUED to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150546 [Directing and Authorizing the Clerk of the Board to Engage in Contract Negotiations for Radio Broadcast Services with KPOO FM for a Total Not-to-Exceed Annual Contract Amount of $75,000]

Sponsor: Mar

Motion to direct and authorize the Clerk of the Board to engage in contract negotiations with KPOO FM, the pre-qualified vendor resulting from Request for Qualifications No. 01-2015 for Radio Broadcast Services, for a total not-to-exceed annual contract amount of $75,000 and, pending the successful outcome of those negotiations, to designate KPOO FM as the official broadcaster of the San Francisco Board of Supervisors regular and special meetings. (Clerk of the Board)

Supervisor Mar requested to be added as sponsor.

Supervisor Farrell, seconded by Supervisor Tang, moved that this Motion be CONTINUED to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150530 [Accept and Expend Grant - Summer Jobs Connect Program - $600,000]

Sponsor: Mayor

Resolution retroactively authorizing the Department of Children, Youth and Their Families (DCYF) to accept and expend grant funding in the amount of $600,000 from the Cities for Financial Empowerment Fund for the Summer Jobs Connect Program to support 155 youth employment opportunities and increased banking access, and financial education for all youth in DCYF-funded summer workforce programs for the period of April 1, 2015, through March 31, 2016.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Budget and Finance Sub-Committee

150490 [General Obligation Bond Election - Affordable Housing - Not to Exceed $310,000,000]

Sponsors: Mayor; Breed, Christensen, Cohen, Farrell, Tang, Wiener, Avalos, Yee, Campos, Kim and Mar

Ordinance calling and providing for a special election to be held in the City and County of San Francisco (City) on Tuesday, November 3, 2015, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded indebtedness (Bonds) of the City: not to exceed $310,000,000 to finance the construction, acquisition, improvement, rehabilitation, preservation and repair of affordable housing improvements, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating the provisions of the Administrative Code relating to the Citizens' General Obligation Bond Oversight Committee's review of the Bonds; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

(Economic Impact; No Office of Economic Analysis Report.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150645 [Administrative Code - Health Service System Plans and Contribution Rates for Calendar Year 2016]

Sponsor: Farrell

Ordinance amending the Administrative Code to approve health service system plans and contribution rates for calendar year 2016.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150548 [Airport Professional Services Agreement Modification - FSP PPM Management, LLC - Curbside Management Program - Not to Exceed $20,900,000]

Resolution approving Modification No. 3 to Professional Services Agreement, Airport Contract 8994, to manage and staff the Curbside Management Program between FSP PPM Management, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed $20,900,000 and extending the term one year through June 30, 2016, pursuant to Charter, Section 9.118(b), retroactive to July 1, 2015. (Airport Commission)

(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150590 [Accept Gift - Hyster Forklifts and Electric Forklift Battery Charger - California Public Safety Procurement Program - $226,522]

Sponsor: Mayor

Resolution authorizing the Police Department to accept a gift of thirteen Hyster forklifts and one electric forklift battery charger valued at $226,522 through the California Public Safety Procurement Program.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150616 [Real Property Acquisition - Easements from the Jefferson Elementary School District - Regional Groundwater Storage and Recovery Project, San Mateo County - $426,000]

Resolution ratifying, approving, and authorizing the acquisition of seven easements from the Jefferson Elementary School District, a California public school district, for $426,000 to be used by the City and County of San Francisco under the Water System Improvement Program for the access, installation, modification, removal, inspection, maintenance, repair, replacement, periodic scheduled maintenance, emergency repairs, and construction of the project known as the Regional Groundwater Storage and Recovery Project, Project No. CUW30103; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and ratifying the Agreement and authorizing the Director of Property and/or the San Francisco Public Utilities Commission General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150618 [Contract Amendments - En Pointe Technologies, ComputerLand of Silicon Valley, and Xtech JV - Tier 1A Technology Marketplace - $95,000,000 in Total]

Resolution authorizing the Office of Contract Administration to enter into the First Amendment for the Tier 1A Technology Marketplace purchases between the City and En Pointe Technologies, Inc., ComputerLand of Silicon Valley, and Xtech JV in which the amendments shall increase the current contract limits from: $12,000,000 to $32,000,000 for ComputerLand of Silicon Valley; from $12,000,000 to $32,000,000 for Xtech JV; and from $12,000,000 to $31,000,000 for En Pointe Technologies, Inc., for $95,000,000 in total during the period of October 1, 2014, to September 30, 2017. (Office of Contract Administration)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150627 [Accept and Expend Grant - Capital Improvements to Community Facilities - $1,000,000]

Sponsor: Mayor

Resolution retroactively authorizing the Mayor's Office of Housing and Community Development to accept and expend a grant in the amount of $1,000,000 from the San Francisco Community Investment Fund for capital improvements to community facilities for the period of April 17, 2015, through December 30, 2018.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150647 [Accept and Expend Grant - State Transportation Development Act, Article 3 - Pedestrian and Bicycle Project - $1,014,983]

Sponsor: Mayor

Resolution authorizing the acceptance and expenditure of State Transportation Development Act, Article 3, Pedestrian and Bicycle Project funding in the amount of $1,014,983 including $503,135 for Public Works and $511,848 for the San Francisco Municipal Transportation Agency for the period of July 1, 2015, through June 30, 2018.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150654 [Establishing Monthly Contribution Amount - Health Service Trust Fund - 2016]

Sponsor: Farrell

Resolution establishing the monthly contribution amount to Health Service Trust Fund for the 2016 calendar year.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150684 [Multifamily Housing Revenue Note - 800 Presidio Avenue (aka the John Burton Foundation Housing Complex) - Not to Exceed $15,000,000]

Sponsors: Breed; Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $15,000,000 for the purpose of providing financing for the acquisition, construction, and development of a 50-unit multifamily residential rental housing project located in the City at 800 Presidio Avenue (aka the John Burton Foundation Housing Complex); approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150689 [Agreement Extension - TEGSCO, LLC, dba San Francisco Auto Return - Towing and Storage of Abandoned and Illegally-Parked Vehicles]

Sponsor: Wiener

Resolution approving the Second Amendment to the Amended and Restated Agreement with TEGSCO, LLC, dba San Francisco AutoReturn, for towing, storage, and disposal of abandoned and illegally-parked vehicles to extend the Agreement and the License for eight months, from August 1, 2015, through March 31, 2016.
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 9 - Avalos, Breed, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Noes: 2 - Campos, Kim

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Cohen, seconded by Supervisor Kim, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen introduced, welcomed, and presented a Certificate of Honor to Commissioners Angela Jenkins and LaTonia Dixon of the San Francisco Veteran's Commission and Diana McDaniel of the Friends of Port Chicago in recognition of their efforts to bringing awareness and remembrance of the Port Chicago Disaster and their ongoing advocacy on behalf of the survivors of the incident.

COMMITTEE REPORTS

Recommendations of the Government Audit and Oversight Committee

150613 [Settlement of Lawsuit - Marshall & Swift/Boeckh, LLC - $395,000]

Ordinance authorizing settlement of the lawsuit filed by Marshall & Swift/Boeckh, LLC, against the City and County of San Francisco for $395,000; the lawsuit was filed on August 1, 2014, in the U.S. District Court for the Central District of California, Case No. 2:14-CV-6029-MMM (JPRx); entitled Marshall & Swift/Boeckh, LLC, dba Marshall & Swift v. City and County of San Francisco; other material terms of said settlement are termination of San Francisco's licenses to use the Marshall Valuation Service, retroactively effective July 1, 2015. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Campos was noted not present at 4:15 p.m.; and noted present at 4:19 p.m.

150626 [Administrative Code - Language Assistance and Services at Board of Supervisors Meetings]

Sponsors: Yee; Avalos, Campos, Mar, Breed, Christensen, Kim and Tang

Ordinance amending the Administrative Code to require the Office of Civic Engagement and Immigrant Affairs to provide interpretation services upon request at every meeting of the Board of Supervisors between September 1, 2015, and July 31, 2016; and to require the Office of Civic Engagement and Immigrant Affairs to translate the public document listing all legislation introduced at each Board of Supervisors meeting during that period.

Supervisor Yee, seconded by Supervisor Mar, moved to AMEND, AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:
Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Absent: 1 - Campos

Supervisor Campos, seconded by Supervisor Cohen, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Yee, seconded by Supervisor Mar, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Ordinance amending the Administrative Code to require the Office of Civic Engagement and Immigrant Affairs to provide interpretation services upon request at every meeting of the Board of Supervisors between September 1, 2015, and July 31, 2016; and to require the Office of Civic Engagement and Immigrant Affairs to translate certain public notices and the public document listing all legislation introduced at each Board of Supervisors meeting during that period.

Supervisors Christensen, Kim, and Tang requested to be added as co-sponsors.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150692 [Civil Service Commission Rule Change - Sick Leave Rules]

Sponsor: Breed

Motion retroactively approving amendments to the Rules of the Civil Service Commission beginning July 1, 2015, to incorporate changes to the Rules governing paid sick leave to conform to the requirements of the Healthy Workplaces, Healthy Families Act of 2014.

Motion No. M15-111

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Rules Committee

150524 [Charter Amendment - Enhancement of Paid Parental Leave for City Employees]
Sponsors: Tang; Christensen, Breed, Cohen, Kim, Wiener, Farrell, Avalos, Yee, Campos and Mar

Charter Amendment (Second Draft) to amend the Charter to allow City employees who qualify to take leave for the birth or placement of the same child to each receive the maximum amount of paid parental leave for which they qualify, and to permit City employees to retain 40 hours of accrued sick leave at the end of paid parental leave, at an election to be held on November 3, 2015.

Supervisor Tang, seconded by Supervisor Farrell, moved that this Charter Amendment be CONTINUED to July 21, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Betty Mackey; expressed concerns relating to notices of evictions for Yerba Buena Island residents.
Peter Alexander; expressed various concerns relating to the City Santuary Policy.
Melody; shared in poem certain concerns with the Board.
Michael Petrelis; expressed various concerns relating to evictions, gun bans, and public restrooms.
Christopher Dahl; expressed various concerns relating to sea level and racial stereotypes.
Ace Washington; expressed various concerns relating to the Western Addition and politics.
Male Speaker; expressed various concerns relating to gun violence and affordable housing.
Otto Duffy; expressed various concerns relating to decision making.
Larry Edmond; expressed various concerns.
Tom Gilberty; expressed various concerns relating to the City Sanctuary Policy and housing.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

150675 [Committee of the Whole - Report of Assessment Costs - Building Code Enforcement Violations]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 28, 2015, at 3:00 p.m., to hold a public hearing on a Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Building Code,Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, submitted by the Director of the Department of Building Inspection for services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

Motion No. M15-112

APPROVED

150719 [Final Map 7573 - 201 Folsom Street]

Motion approving Final Map 7573, a four lot airspace subdivision and 656 residential unit and five commercial unit, mixed-use Condominium Project, located at 201 Folsom Street, being a subdivision of Assessor's Block No. 3746, Lot No. 003; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-113

APPROVED

150720 [Final Map 7935 - 47-49 Noe Street]

Motion approving Final Map 7935, a six residential unit Condominium Project, located at 47-49 Noe Street, being a subdivision of Assessor's Block No. 3538, Lot No. 043; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-114

APPROVED

150721 [Final Map 8235 - 550 Jessie Street/529 Stevenson Street]

Motion approving Final Map 8235, a 60 residential unit and one commercial unit, mixed-use Condominium Project, located at 550 Jessie Street/529 Stevenson Street, being a subdivision of Assessor's Block No. 3703, Lot No. 012; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-115

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Cohen requested that File No. 150743 be severed so that it may be considered separately.

150743 [Commemorating the 71st Anniversary of the Port Chicago Disaster and Urging Restorative Justice to the U.S. Navy Sailors]

Sponsors: Cohen; Breed, Farrell, Avalos, Campos, Wiener, Mar, Christensen, Tang, Kim and Yee

Resolution commemorating the 71st Anniversary of the Port Chicago disaster and urging the President of the United States and the U.S. Congress to exonerate the 50 U.S. Navy Sailors convicted of mutiny in the incident with the designation of Honorable Discharge.

Supervisors Breed, Farrell, Avalos, Campos, Wiener, Mar, Christensen, Tang, Kim, and Yee requested to be added as co-sponsors.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Farrell requested that File No. 150744 be severed so that it may be considered separately.

150744 [Doctor Joseph I. Bernstein Day - July 24, 2015]

Sponsor: Farrell

Resolution declaring July 24, 2015, as Doctor Joseph I. Bernstein Day in the City and County of San Francisco.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Yee requested that File No. 150745 be severed so that it may be considered separately.

150745 [Request for a White Paper - Design Guidelines for Family-Friendly Housing]

Sponsor: Yee

Resolution requesting the Planning Department to develop a white paper and set of design guidelines for family-friendly housing in the City.

Supervisor Yee, seconded by Supervisor Cohen, moved that this Resolution be AMENDED on Page 2, Line 12, by striking 'six' and adding 'nine'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTIONS

150677 [Report of Assessment Costs - Building Code Enforcement Violations]

Resolution approving the Report of Delinquent Charges for Assessment Costs submitted by the Director of the Department of Building Inspection for delinquent charges for code enforcement violations and associated fees pursuant to Building Code, Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and 110A - Tables 1A-K and 1A-G, the costs thereof having accrued pursuant to code enforcement violations. (Building Inspection Commission)

06/23/15; RECEIVED FROM DEPARTMENT.

07/14/15; RECEIVED AND ASSIGNED to Board of Supervisors.

150716 [Landscape Maintenance Agreement - State Highway Right-of-Way within San Francisco]

Resolution approving a Landscape Maintenance Agreement with the State of California, apportioning maintenance responsibilities for various locations within State Highway right-of-way in San Francisco, and authorizing the Director of Public Works to execute said Agreement on behalf of the City. (Public Works)

06/30/15; RECEIVED FROM DEPARTMENT.

07/14/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150717 [Lease - San Francisco International Airport Replacement Air Traffic Control Tower - Operation and Occupancy by the United States Government - $20]

Resolution approving Lease No. DTFAWN-15-L-00093 with the U.S. Government for occupancy and operation of the replacement Air Traffic Control Tower at the San Francisco International Airport by the United States Government, acting by and through the Federal Aviation Administration, for the lease amount of $1 per year totaling $20 over the 20-year term to commence following Board approval. (Airport Commission)

06/30/15; RECEIVED FROM DEPARTMENT.

07/14/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150718 [Emergency Contract - Kone, Inc - Elevator Renovation and Upgrade – 170 Otis Street - Not to Exceed $460,100]

Resolution approving an emergency public work contract under Administrative Code, Section 6.60, with Kone Inc. to renovate and upgrade the elevators at 170 Otis Street in an amount not to exceed $460,100. (Public Works)

07/01/15; RECEIVED FROM DEPARTMENT.

07/14/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:14 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, July 21, 2015 - 2:00 PM

GOVERNMENT
DOCUMENTS DEPT

JUL 24 2015

SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar, Yee, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

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ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:06 p.m. On the call of the roll, Supervisors Campos and Mar were noted not present. There was a quorum.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of a communication from Supervisor David Campos informing the Board of his absence and requesting to be excused from today's meeting. There were no other communications.

Supervisor Campos Excused from Attendance

Supervisor Farrell, seconded by Supervisor Wiener, moved that Supervisor Campos be excused from attending today's meeting. The motion carried by the following vote:

Ayes: 9 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Campos
Absent: 1 - Mar

Supervisor Mar was noted present at 2:08 p.m.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of June 16, 2015, and the Special Meeting Minutes at the Budget and Finance Committee of June 17, 2015, and June 19, 2015. There were no corrections.

Supervisor Tang, seconded by Supervisor Christensen, moved to approve the Board Meeting Minutes of June 16, 2015, and the Special Meeting Minutes at the Budget and Finance Committee of June 17, 2015, and June 19, 2015. The motion carried by the following vote, following general public comment:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

150613 [Settlement of Lawsuit - Marshall & Swift/Boeckh, LLC - $395,000]
Ordinance authorizing settlement of the lawsuit filed by Marshall & Swift/Boeckh, LLC, against the City and County of San Francisco for $395,000; the lawsuit was filed on August 1, 2014, in the U.S. District Court for the Central District of California, Case No. 2:14-CV-6029-MMM (JPRx); entitled Marshall & Swift/Boeckh, LLC, dba Marshall & Swift v. City and County of San Francisco; other material terms of said settlement are termination of San Francisco's licenses to use the Marshall Valuation Service, retroactively effective July 1, 2015. (City Attorney)

FINALLY PASSED

150482 [Settlement of Lawsuit - Dana Kess - $96,000]
Ordinance authorizing settlement of the lawsuit filed by Dana Kess against the City and County of San Francisco for $96,000; the lawsuit was filed on August 29, 2013, in California Superior Court, San Francisco Branch, Case No. CGC-13-531728, entitled Dana Kess v. Department of Recreation and Parks, City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

150547 [Settlement of Lawsuit - Zaria Daskam - $50,000]
Ordinance authorizing settlement of the lawsuit filed by Zaria Daskam against the City and County of San Francisco for $50,000; the lawsuit was filed on September 5, 2013, in San Francisco Superior Court, Case No. CGC-13-534052; entitled Zaria Daskam v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

150612 [Settlement of Lawsuit - Evan Connor - $320,000]
Ordinance authorizing the settlement of the lawsuit filed by Evan Connor against the City and County of San Francisco for $320,000; the lawsuit was filed on September 1, 2011, in San Francisco Superior Court, Case No. CPF-11-511559, entitled Connor v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

150614 [Settlement of Lawsuit - Gallieria, Inc. dba Trico Construction - $35,000]
Ordinance authorizing settlement of the lawsuit filed by Gallieria, Inc. dba Trico Construction against the City and County of San Francisco for $35,000; the lawsuit was filed on June 13, 2014, in San Francisco Superior Court, Case No. CGC-14-539869; entitled Gallieria, Inc. dba Trico Construction v. City and County of San Francisco; other material terms of said settlement are plaintiff to retain refund of premium for payment and performance bond. (City Attorney)

PASSED, ON FIRST READING

150615 [Settlement of Lawsuit - Kelly O'Haire - $725,000]

Ordinance authorizing settlement of the lawsuit filed by Kelly O'Haire against the City and County of San Francisco for $725,000; the lawsuit was filed on May 15, 2013, in San Francisco Superior Court, Case No. CGC 13-531419; entitled Kelly O'Haire v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

150511 [Settlement of Unlitigated Claim - StarNet Insurance Company - $153,450]

Resolution approving the settlement of the unlitigated claim filed by StarNet Insurance Company against the City and County of San Francisco for $153,450; claim was filed on March 10, 2015. (City Attorney)

ADOPTED

150512 [Settlement of Unlitigated Claim - Laborers International Union Local 261 - $53,808.43]

Resolution approving the settlement of the unlitigated claim filed by Laborers International Union Local 261 against the City and County of San Francisco for $53,808.43; claim was filed on March 4, 2015. (City Attorney)

ADOPTED

150549 [Settlement of Unlitigated Claim - West Bay Builders, Inc. - City to Pay $505,901.52]

Resolution approving settlement of the unlitigated claim by West Bay Builders, Inc., against the City and County of San Francisco for $505,901.52; claim was filed on August 1, 2014. (City Attorney)

ADOPTED

150617 [Tolling Agreement - Gene Gee]

Resolution approving a tolling agreement to toll the statute of limitations on Gene Gee's claim against the City in exchange for a dismissal without prejudice in Gene Gee v. ARB Construction, et al., San Francisco Superior Case No. CGC-14-542509. (City Attorney)

ADOPTED

150636 [Settlement of Unlitigated Claim - Northpointe, Inc. - City to Receive $1,232,101 in Services]

Resolution approving settlement of the unlitigated claim in favor of the City and County of San Francisco against Northpointe, Inc., for delivery of approximately $1,232,101 in deliverables under the parties' existing Software License and Services Agreement, and an amendment and extension of that agreement. (City Attorney)

ADOPTED

150674 [Tolling Agreement - Sunol Valley Facilities]

Resolution approving a Tolling Agreement to toll the statutes of limitations for the Alameda County District Attorney to bring potential claims against the Public Utilities Commission's Sunol Valley Water Treatment Facility and Sunol Valley Chloramination Facility/San Antonio Pump Station. (City Attorney)

ADOPTED

150696 [Settlement of Unlitigated Claim - Lisa Gemmiti, dba Gemmiti Model Art - $35,218.31]

Resolution approving the settlement of the unlitigated claim filed by Lisa Gemmiti, dba Gemmiti Model Art, against the City and County of San Francisco for $35,218.31; claim was filed on December 31, 2014. (City Attorney)

ADOPTED

150697 [Settlement of Unlitigated Claim - Jonathan Lancelle - $95,000]

Resolution approving the settlement of the unlitigated claim filed by Jonathan Lancelle against the City and County of San Francisco for $95,000; claim was filed on December 16, 2014. (City Attorney)

ADOPTED

150698 [Settlement of Unlitigated Claim - Pacific Gas and Electric Company - $40,000]

Resolution approving the settlement of the unlitigated claim filed by Pacific Gas and Electric Company against the City and County of San Francisco for $40,000; claim was filed on January 30, 2015. (City Attorney)

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

150610 [Annual Budget and Appropriation Ordinance for Departments - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Annual Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2015, for the FYs ending June 30, 2016, and June 30, 2017.

Supervisor Farrell, seconded by Supervisor Kim, moved that this Ordinance be AMENDED to reduce appropriations to the Recreation and Parks Department by $40,000 corresponding to a $20,000 reduction to Items No. 13 and 196 on the Budget Committee Restoration List and increase appropriations to the Arts Commission by $40,000 to support internal arts programming through a film festival. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150611 [Annual Salary Ordinance - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2016, and June 30, 2017, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150563 [Treasure Island Development Authority Budget - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Resolution approving the Budget of the Treasure Island Development Authority for FYs 2015-2016 and 2016-2017.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150565 [Office of Community Investment and Infrastructure, Operating as Successor Agency to the San Francisco Redevelopment Agency FY2015-2016 Budget - Bond Issuance Not to Exceed $51,000,000]

Sponsor: Mayor

Resolution approving the FY2015-2016 Budget of the Office of Community Investment and Infrastructure (OCII), operating as the Successor Agency to the San Francisco Redevelopment Agency; and approving the Issuance by OCII of Bonds in an aggregate principal amount not to exceed $51,000,000 for the purpose of financing a portion of enforceable obligations.
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150559 [Building Code - Fees]

Sponsor: Mayor

Ordinance amending the Building Code to revise the Fee Schedules; and affirming the Planning Department's determination under the California Environmental Quality Act.
(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150560 [Public Works Code - Fees for Nighttime Work Permit and Preapplication Meetings]

Sponsor: Mayor

Ordinance amending the Public Works Code to add fees for nighttime work permits and preapplication meetings with staff; and affirming the Planning Department's determination under the California Environmental Quality Act.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150561 [Business and Tax Regulations Code - Fire Department Licensing Fees]

Sponsor: Mayor

Ordinance amending the Business and Tax Regulations Code to increase the fees for certain Fire Department licenses; and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150566 [Administrative Code - California Environmental Quality Act Procedures and Fees]

Sponsor: Mayor

Ordinance amending the Administrative Code to eliminate the Installment Agreement Processing Fee and Refund Processing Fee from the California Environmental Quality Act procedures and fees.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150567 [Administrative Code - Department of Public Health Group Purchasing Organizations]

Sponsor: Mayor

Ordinance amending the Administrative Code to authorize the Department of Public Health to participate in Group Purchasing Organizations for procurement of commodities, information technology products and related services, and general and professional services related to operation of its facilities.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150568 [Administrative, Planning, Subdivision Codes - Citywide Affordable Housing Fund, Mayor's Housing Programs Fees Fund]

Sponsor: Mayor

Ordinance amending the Administrative Code to add the Citywide Affordable Housing Fund as a Category Eight self-appropriating fund; amending the Planning and Subdivision Codes to make corresponding changes to affordable housing fee provisions related to the Citywide Affordable Housing Fund; revising the Mayor's Housing Programs Fees Fund to change it to a Category Eight self-appropriating fund; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150569 [Fire Code - Fire Department Fines and Fees]

Sponsor: Mayor

Ordinance amending the Fire Code to increase the fees for certain Fire Department services; and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150570 [Health Code - Patient Rates - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Ordinance amending the Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2015, through June 30, 2017.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150571 [Planning, Building Codes - Fee Waiver for Legalization of Secondary Dwelling Units]

Sponsor: Mayor

Ordinance amending the Planning and Building Codes to waive fees related to granting legal status to existing dwelling units constructed without required permits; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150572 [Appropriation - Airport Commission - $2,673,349 - FY2015-2016]

Sponsor: Mayor

Ordinance appropriating $2,673,349 to the Airport Commission amending estimated receipts and estimated expenditures in FY2015-2016.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150573 [Annual Appropriation Ordinance Amendment - Public Utilities Commission Operating Budget - $2,177,552 - FY2015-2016]

Sponsor: Mayor

Ordinance amending Ordinance No. 146-14 (Annual Appropriation Ordinance FYs 2014-2015 and 2015-2016) by de-appropriating $2,177,552 from fringe benefits, non-personnel services, services of other departments, and general reserve and re-appropriating funds to permanent salaries, City grant programs, capital outlay, and overhead in the Public Utilities Commission operating budgets in FY2015-2016.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150574 [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling]

Sponsor: Mayor

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2015.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150575 [Public Employment - Annual Salary Ordinance Amendment - Public Utilities Commission Water Enterprise Department - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Ordinance amending Ordinance No. 147-14 (Annual Salary Ordinance FYs 2014-2015 and 2015-2016) to reflect the addition of 5.0 off budget positions (5.00 FTEs) in Class 7355 (1.00 FTE, Truck Driver), 7388 (2.00 FTEs, Utility Plumber), and 7463 (2.00 FTEs, Utility Plumber Apprentice) in the Public Utilities Commission Water Enterprise Department in FYs 2015-2016 and 2016-2017.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150576 [Adjusting the Access Line Tax with the Consumer Price Index of 2015]

Sponsor: Mayor

Resolution concurring with the Controller's establishment of the Consumer Price Index for 2015 and adjusting the Access Line Tax by the same rate.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150577 [Designation of Hinderliter, de Llamas, and Associates as the City's Authorized Representative in Sales and Use Tax Records Examination]

Sponsor: Mayor

Resolution designating Hinderliter, de Llamas, and Associates as the City and County of San Francisco's authorized representative in sales and use tax records examination.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150578 [Approval of Expenditure Plans - Human Services Care Fund - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Resolution approving the Expenditure Plans for the Human Services Care Fund for FYs 2015-2016 and 2016-2017.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150579 [Certificates of Participation - Housing Trust Fund - Reimbursement of Certain Expenditures]

Sponsor: Mayor

Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures from proceeds of future bonded indebtedness.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150580 [Proposition J Contract Certification Specified Contracted-Out Services Previously Approved]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractors for a lower cost than similar work performed by City and County employees, for the following services: Budget Analyst (Board of Supervisors); citywide custodial services (excluding City Hall), citywide security services, central shops security, and convention facilities management (General Services Agency-City Administrator); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); food services for jail inmates (Sheriff); assembly of vote-by-mail envelopes (Department of Elections); and security services-1680 Mission Street and security services-30 Van Ness Avenue (General Services Agency-Public Works).

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150581 [Accept and Expend Grants - Recurring State Grant Funds - Department of Public Health - FY2015-2016]

Sponsor: Mayor

Resolution authorizing the acceptance and expenditure of recurring State grant funds by the Department of Public Health for FY2015-2016.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150545 [Cost of Living Adjustment to the Contract for Budget and Legislative Analyst Services - FYs 2015-2016 and 2016-2017]

Motion to consider enacting a 3.25% cost of living adjustment (COLA) to the current $2,060,000 contract for Budget and Legislative Analyst Services, to be effectuated no earlier than October 1, 2015, resulting in a 2.44%, or $50,213 increase to the contract in FY2015-2016 to be annualized to the full 3.25%, or $66,950 in FY2016-2017; and directing the Clerk of the Board to take all necessary administrative actions to amend the contract accordingly. (Clerk of the Board)

Motion No. M15-116

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150546 [Directing and Authorizing the Clerk of the Board to Engage in Contract Negotiations for Radio Broadcast Services with KPOO FM for a Total Not-to-Exceed Annual Contract Amount of $75,000]

Sponsors: Mar; Breed

Motion to direct and authorize the Clerk of the Board to engage in contract negotiations with KPOO FM, the pre-qualified vendor resulting from Request for Qualifications No. 01-2015 for Radio Broadcast Services, for a total not-to-exceed annual contract amount of $75,000 and, pending the successful outcome of those negotiations, to designate KPOO FM as the official broadcaster of the San Francisco Board of Supervisors regular and special meetings.

Supervisor Breed requested to be added as a co-sponsor.

Motion No. M15-117

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

Recommendations of the Budget and Finance Sub-Committee

150490 [General Obligation Bond Election - Affordable Housing - Not to Exceed $310,000,000]

Sponsors: Mayor; Breed, Christensen, Cohen, Farrell, Tang, Wiener, Avalos, Yee, Campos, Kim and Mar

Ordinance calling and providing for a special election to be held in the City and County of San Francisco (City) on Tuesday, November 3, 2015, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded indebtedness (Bonds) of the City: not to exceed $310,000,000 to finance the construction, acquisition, improvement, rehabilitation, preservation and repair of affordable housing improvements, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating the provisions of the Administrative Code relating to the Citizens' General Obligation Bond Oversight Committee's review of the Bonds; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).
(Economic Impact; No Office of Economic Analysis Report.)

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150645 [Administrative Code - Health Service System Plans and Contribution Rates for Calendar Year 2016]

Sponsor: Farrell

Ordinance amending the Administrative Code to approve health service system plans and contribution rates for calendar year 2016.
(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

Recommendation of the Government Audit and Oversight Committee

150626 [Administrative Code - Language Assistance and Services at Board of Supervisors Meetings]

Sponsors: Yee; Avalos, Campos, Mar, Breed, Christensen, Kim and Tang

Ordinance amending the Administrative Code to require the Office of Civic Engagement and Immigrant Affairs to provide interpretation services upon request at every meeting of the Board of Supervisors between September 1, 2015, and July 31, 2016; and to require the Office of Civic Engagement and Immigrant Affairs to translate certain public notices and the public document listing all legislation introduced at each Board of Supervisors meeting during that period.

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

Referred Without Recommendation from the Land Use and Transportation Committee

150363 [Administrative Code - Short-Term Residential Rentals]

Sponsors: Mayor; Farrell

Ordinance amending the Administrative Code to revise the Residential Unit Conversion Ordinance to: revise the definition of interested parties who may enforce the provisions of Chapter 41A, through a private right of action to include permanent residents residing within 100 feet of the residential unit; create an additional private right of action under certain circumstances; change the administrative hearing process from mandatory to at the request of any party found in violation of this Chapter; create an Office of Short-Term Residential Rental Administration and Enforcement staffed by the Planning Department, Department of Building Inspection, and Tax Collector's Office; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Economic Impact)

FINALLY PASSED by the following vote:

Ayes: 6 - Breed, Christensen, Cohen, Farrell, Tang, Wiener
Noes: 4 - Avalos, Kim, Mar, Yee
Excused: 1 - Campos

Recommendation of the Rules Committee

150524 [Charter Amendment - Enhancement of Paid Parental Leave for City Employees]

Sponsors: Tang; Christensen, Breed, Cohen, Kim, Wiener, Farrell, Avalos, Yee, Campos and Mar

Charter Amendment (Second Draft) to amend the Charter to allow City employees who qualify to take leave for the birth or placement of the same child to each receive the maximum amount of paid parental leave for which they qualify, and to permit City employees to retain 40 hours of accrued sick leave at the end of paid parental leave, at an election to be held on November 3, 2015.

ORDERED SUBMITTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

150432 [Administrative Code - Retirement System Disability/Death Presumptions for Sheriff Members]

Sponsor: Farrell

Ordinance amending the Administrative Code to add cancer and heart/pneumonia presumptions for industrial disability and death in the line of duty retirement benefits for Sheriff members of the San Francisco City and County Employees' Retirement System.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150625 [Business and Tax Regulations, Police Codes - Exempting Certain Parking Stations and Hotels]

Sponsor: Wiener

Ordinance amending the Business and Tax Regulations Code to exempt parking stations and hotels earning less than $40,000 in gross annual rental revenue from the requirements to obtain a certificate of authority and to make monthly remittances, and to exempt such parking stations from the requirement to obtain a parking tax bond.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150728 [Sale of City Property - 30 Van Ness Avenue - No Less Than $87,000,000; Appropriation to Defease Certificates of Participation - Up to $31,770,000]

Sponsor: Mayor

Ordinance authorizing the sale, by public competitive bid, of City-owned property located at 30 Van Ness Avenue for not less than $87,000,000; authorizing the use of a portion of the proceeds from the sale for the defeasance of up to $25,870,000 outstanding principal amount of Certificates of Participation (30 Van Ness Property) Series 2001A, up to $5,900,000 outstanding principal amount of Certificates of Participation (City Office Buildings-Multiple Properties Project) Series 2007A, and appropriating funds for such defeasance; excluding the sale from the requirements of the Surplus Property Ordinance; affirming the Planning Department's determination under the California Environmental Quality Act; and adopting findings that the sale is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact)

Supervisor Tang, seconded by Supervisor Mar, moved that this Ordinance be AMENDED on Page 4, beginning on Line 17, by adding 'Section 9. Board of Supervisors Ratification of Negotiated Agreement. Within 5 days after reaching agreement with a purchaser, the Director of Property shall report the final sales price and conditions of sale in writing to the Clerk of the Board of Supervisors. As soon as practical thereafter, the Director of Property shall submit a Resolution to the Clerk of the Board of Supervisors seeking ratification of the negotiated agreement. Notwithstanding Sections 3 and 4 of this Ordinance, the Director of Property shall not be authorized to effect the sale of Property, and this Ordinance shall be of no further force and effect, unless, within 30 days of the date such Resolution is introduced the Board of Supervisors finally adopts such Resolution. For the purpose of this Ordinance "finally adopts" means either (i) the Board of Supervisors adopts such a Resolution and the Mayor signs such Resolution or returns it unsigned, or (ii) the Board of Supervisors adopts such a Resolution and the Mayor vetoes such Resolution, but the Board overrides the Mayor's veto of the Resolution. Consistent with Charter, Section 2.114, the Board may reject or accept the negotiated agreement by following the process described in this Section, but the Board shall not change the terms of the agreement'; and on Page 5, Line 7, by changing '9' to '10'. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Avalos, Mar
Excused: 1 - Campos

150730 [Business and Tax Regulations Code - Procedural Rules for Refunds of Business Taxes and Real Property Transfer Taxes]

Sponsors: Farrell; Cohen

Ordinance amending the Business and Tax Regulations Code to conform the City's business tax and real property transfer tax refund provisions to State law, expand the circumstances and extend the time in which the Tax Collector can issue refunds of business taxes, extend the date on which a claim accrues for purposes of filing a claim for refund of business taxes, and make other revisions to the City's rules regarding refunds of business taxes and real property transfer taxes.

Supervisor Cohen requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150509 [Lease Agreement - WDFG North America, LLC - Terminal 3 Specialty Retail Store - $162,642 Minimum Annual Guarantee]

Resolution approving the Terminal 3 Specialty Retail Store Lease A between WDFG North America, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, with a minimum annual guarantee of $162,642 during the first year of the Lease for a five-year term to commence following Board approval, with a two-year option to extend exercisable at the sole discretion of the Airport Commission. (Airport Commission)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150649 [Accept and Expend Grant - Federal Highway Bridge Replacement and Rehabilitation Program - 4th Street Bridge - $11,420,360]

Sponsor: Mayor

Resolution retroactively authorizing Public Works to accept and expend a grant in the amount of $11,420,360 from the Federal Highway Bridge Replacement and Rehabilitation Program - 4th Street Bridge for reimbursement of eligible project and settlement costs incurred by the City and County of San Francisco for the period of January 1, 2007, through January 12, 2012. (Fiscal Impact)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150733 [Accept and Expend Grant - San Francisco Interfaith Council - San Francisco Navigation Center - $2,925,000]

Sponsors: Mayor; Farrell and Campos

Resolution retroactively authorizing the Mayor's Office of Housing Opportunity, Partnerships and Engagement to accept and expend a grant in the amount of $2,925,000 from the San Francisco Interfaith Council for the purpose of renovating and opening the San Francisco Navigation Center and assisting with supportive housing exits for a one-year term for the period of January 26, 2015, through January 31, 2016.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150738 [Multifamily Housing Revenue Bonds - 250 Fremont Street - Not to Exceed $19,300,000]

Sponsor: Kim

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $19,300,000 for 250 Fremont Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $19,300,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150739 [Multifamily Housing Revenue Bonds - 422-498 Folsom Street - Not to Exceed $263,100,000]

Sponsor: Kim

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $263,100,000 for 422-498 Folsom Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $263,100,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

Recommendations of the Land Use and Transportation Committee

150526 [Amending Ordinance No. 28-15 - Inapplicability of Clean Construction Ordinance to Existing Contracts]

Sponsor: Cohen

Ordinance amending Ordinance No. 28-15, which requires a Construction Emissions Minimization Plan and monitoring for certain public works projects within an Air Pollutant Exposure Zone and establishes controls on emission-producing equipment used for public works projects outside of such zones, to clarify that Ordinance No. 28-15 does not apply to existing contracts and will apply only to construction contracts advertised or initiated on or after the effective date of this Ordinance.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150648 [Deposit and Reimbursement Agreement - Treasure Island Development Authority - Treasure Island Community Development, LLC - Naval Station Treasure Island - $100,000 Initial Deposit]

Sponsor: Mayor

Resolution approving a Deposit and Reimbursement Agreement relating to Naval Station Treasure Island between the City, the Treasure Island Development Authority, and Treasure Island Community Development, LLC, in the amount of an initial deposit of $100,000 for reimbursement of certain eligible expenses incurred by the City in the formation of Community Facilities Districts and Infrastructure Financing Districts on Treasure Island and Yerba Buena Island over an indefinite term up to 20 years.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150652 [Term Sheet Endorsement - The Regents of the University of California - Ground Lease - Research Facility at 1001 Potrero Avenue - $180,000 Per Annum]

Sponsor: Cohen

Resolution endorsing a non-binding term sheet with The Regents of the University of California (the Regents) for the potential lease by the Regents of the B/C Lot of the Priscilla and Mark Zuckerberg San Francisco General Hospital Campus at 1001 Potrero Avenue (a portion of Assessor's Parcel Block No. 4154, Lot No. 001) for development by the Regents of a research facility for an initial lease term of 75 years and initial base rent of $180,000 per annum.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150693 [Rescission of Final Environmental Impact Report Certification - 8 Washington Street/Seawall Lot No. 351 Project]

Sponsor: Christensen

Motion rescinding the certification of the Final Environmental Impact Report for the 8 Washington Street/Seawall Lot No. 351 Project to comply with orders of the San Francisco Superior Court in Ferry Building Investors, LLC, et al. v. San Francisco Port Commission, et al., Case No. CPF-12-512355, and Neighbors to Preserve the Waterfront, et al. v. City and County of San Francisco et al., Case No. CPF-12-512356.

Motion No. M15-118

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

Recommendations of the Rules Committee

150527 [Administrative Code - Notice and Filing Period for an Application for Reduction of an Escape Tax Assessment]

Sponsor: Cohen

Ordinance amending the Administrative Code to require that an application for reduction of an escape tax assessment be filed with the Administrator of the Assessment Appeals Board no later than 60 days after the date of mailing printed on the tax bill or the postmark therefor, whichever is later.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150390 [Appointment, Mental Health Board - Toni Parks]

Motion appointing Toni Parks, term ending January 31, 2018, to the Mental Health Board. (Rules Committee)

Motion No. M15-119

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

There were no recognition of commendations.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

150703 [Public Hearing - Final Mitigated Negative Declaration - Hall of Justice - 850 Bryant Street - Proposed Project to Replace County Jail No. 3 and County Jail No. 4]

Hearing of persons interested in or objecting to the Planning Commission's determination of a Final Mitigated Negative Declaration of June 25, 2015, for the proposed project to replace County Jail No. 3 and County Jail No. 4 located at the Hall of Justice at 850 Bryant Street; and making a determination and/or findings. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Lisa Marie Alatorre and Mohamed Shehk (CURB) provided an overview of their objections to the project and spoke in opposition to the determination of a Final Mitigated Negative Declaration. Silvia Johnson; Roma Guy; Jessie Stout; Coral Bacon; Christie Klume; Walter Paulson; Ed Nomozito; David Bushow; Cameron Bells; Richard O'Malley; Jamie; Tom Gilberty; Roland Hong; Mary Marilyn; Lauren Carbonel; spoke in opposition to the project and the determination of a Final Mitigated Negative Declaration. Sarah Jones, Environmental Review Officer, Christopher Espiritu (Planning Department), and Kate Stacy, Deputy City Attorney, provided an overview of the decision of the Planning Commission and responded to questions raised throughout the discussion. Charles Higueras (Public Works), Jessie Rubin (Controller's Office), John Updike, Director, Real Estate, Matt Freeman, Chief Deputy Sheriff, Jumoke Akin-Taylor (Public Works), Brian Strong (Capital Planning) and Jo Robinson (Department of Public Health) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the determination of the Final Mitigated Negative Declaration. There were no speakers in support of the project. Lisa Marie Alatorre and Mohamed Shehk (CURB) provided a rebuttal and further requested the Board to disapprove the determination of the Final Mitigated Negative Declaration. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

Committee of the Whole Adjourn and Report

150704 [Affirming a Final Mitigated Negative Declaration - Hall of Justice - 850 Bryant Street]

Motion affirming the approval of a Final Mitigated Negative Declaration under the California Environmental Quality Act by the Planning Commission for the Hall of Justice project located at 850 Bryant Street. (Clerk of the Board)

Supervisor Cohen, seconded by Supervisor Tang, moved that this Motion be AMENDED on Page 2, Line 21, by striking 'disapproving' and adding 'approving'. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

Motion No. M15-120

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Motion be APPROVED AS AMENDED. The motion carried by the following vote:

Ayes: 7 - Breed, Christensen, Cohen, Farrell, Tang, Wiener, Yee
Noes: 3 - Avalos, Kim, Mar
Excused: 1 - Campos

150705 [Disapproving a Final Mitigated Negative Declaration - Hall of Justice - 850 Bryant Street]

Motion disapproving a Final Mitigated Negative Declaration under the California Environmental Quality Act for the Hall of Justice project located at 850 Bryant Street. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 7 - Breed, Christensen, Cohen, Farrell, Tang, Wiener, Yee
Noes: 3 - Avalos, Kim, Mar
Excused: 1 - Campos

150706 [Preparation of Findings to Reverse the Approval of a Final Mitigated Negative Declaration - Hall of Justice - 850 Bryant Street]

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission's approval of a Final Mitigated Negative Declaration under the California Environmental Quality Act for the Hall of Justice project located at 850 Bryant Street. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 7 - Breed, Christensen, Cohen, Farrell, Tang, Wiener, Yee
Noes: 3 - Avalos, Kim, Mar
Excused: 1 - Campos

Referred Without Recommendation from the Budget and Finance Sub-Committee

150701 [Funding Application - Sheriff's Department - Construction of Adult Local Criminal Justice Facilities]

Resolution authorizing the Sheriff's Department to submit a funding application to the Board of State and Community Corrections pursuant to California State Senate Bill 863 (2014) for a proposed project to replace County Jail No. 3 and County Jail No. 4; outlining the cash contribution funds for the proposed project; conditionally approving the form and execution of associated financing and construction documents; and adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program. (Public Works)
(Fiscal Impact)

Supervisor Breed, seconded by Supervisor Cohen, moved that this Resolution be AMENDED on Page 7, Line 3, by striking 'if such contract is for more than $10,000,000'. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

ADOPTED by the following vote:

Ayes: 7 - Breed, Christensen, Cohen, Farrell, Tang, Wiener, Yee
Noes: 3 - Avalos, Kim, Mar
Excused: 1 - Campos

COMMITTEE REPORTS

Recommendations of the Land Use and Transportation Committee

150348 [Planning Code - Applying Inclusionary Housing Requirements to Group Housing]

Sponsors: Avalos; Kim and Mar

Ordinance amending the Planning Code to clarify that the Inclusionary Affordable Housing Program applies to housing projects, as defined, including group housing projects; change certain requirements for group housing projects including eliminating the exemption for group housing projects from certain exposure requirements; allowing a Zoning Administrator partial waiver from the exposure requirements; allowing affordable On-Site Units in group housing projects to be exempt from density calculations in certain circumstances; specifying that On-site Units in group housing projects be priced as 75% of the maximum purchase price for studio units if the bedrooms are less than 350 square feet; and clarify the requirements for Designated Units in certain C-3 districts under Section 124(f) including that they be affordable to households of 120% of AMI for rental and 150% of AMI for ownership and otherwise meet the monitoring and procedures for affordable units under the Inclusionary Affordable Housing Program; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Mar requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150365 [Planning, Administrative Codes - Construction of Accessory Dwelling Units - District 8]

Sponsor: Wiener

Ordinance amending the Planning Code to allow the construction of Accessory Dwelling Units (also known as Secondary or In-Law Units) within the boundaries of Board of Supervisors District 8; amending the Administrative Code to correct section references; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board of Supervisors to send a copy of this Ordinance to the California Department of Housing and Community Development after adoption.

This item was not sent as a Committee Report.

150585 [Planning, Administrative Codes - Construction of Accessory Dwelling Units - District 3]

Sponsor: Christensen

Ordinance amending the Planning Code to allow the construction of Accessory Dwelling Units (also known as Secondary or In-Law Units) within the boundaries of Board of Supervisors District 3; amending the Administrative Code to correct section references; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board of Supervisors to send a copy of this Ordinance to the California Department of Housing and Community Development after adoption.

This item was not sent as a Committee Report.

150681 [Planning Code - Allowing an Existing Restaurant to Open a Second Location with a Conditional Use Authorization - North Beach Special Use District]

Sponsor: Christensen

Ordinance amending the Planning Code to allow an existing restaurant in the North Beach Special Use District to open a second location in the District with a conditional use authorization provided that it meets certain criteria; affirming the Planning Department's California Environmental Quality Act determination; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

Supervisor Avalos was noted not present at 2:57 p.m. and noted present at 3:12 p.m.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

President Breed appointed Supervisor Wiener to serve as President Pro Tem for the remainder of the meeting at 5:57 p.m.

President Breed and Supervisor Christensen were noted not present at 5:58 p.m. for the remainder of the meeting.

PUBLIC COMMENT

Rita Semel; spoke in support for proposed establishment of a memorial for "Comfort Women."
Jeff Trainor; expressed concerns relating to notices of evictions for Yerba Buena Island residents.
Betty Mackey; expressed concerns relating to notices of evictions for Yerba Buena Island residents.
Male Speaker; expressed various concerns relating to the Sheriff's Office.
Walter Paulson; shared in song certain concerns with the Board.
Ace Washington; expressed various concerns relating to the Sheriff's Office.
Christopher Dahl; expressed various concerns relating to sea level and lobbying.
Male Speaker; spoke in opposition for proposed establishment of a memorial for "Comfort Women."
Toshio Honjyo; spoke in opposition for proposed establishment of a memorial for "Comfort Women."
Mariko Okada; spoke in opposition for proposed establishment of a memorial for "Comfort Women."
Terumi Imamura; spoke in opposition for proposed establishment of a memorial for "Comfort Women."
Yoshi Taguchi; spoke in opposition for proposed establishment of a memorial for "Comfort Women."
Silvia Johnson; expressed various concerns relating to the Police Department.
Jean Bee Chan; spoke in support for proposed establishment of a memorial for "Comfort Women."
Marily Mondejar; spoke in support for proposed establishment of a memorial for "Comfort Women."
Hearan Yang; spoke in support for proposed establishment of a memorial for "Comfort Women."
Jim Smith; spoke in support for proposed establishment of a memorial for "Comfort Women."
Female Speaker; spoke in opposition for proposed establishment of a memorial for "Comfort Women."
Jennifer Chung; spoke in support for proposed establishment of a memorial for "Comfort Women."
Michael Wong; spoke in support for proposed establishment of a memorial for "Comfort Women."
Marthy Hubert; spoke in support for proposed establishment of a memorial for "Comfort Women."
Gwyn Kirk; spoke in support for proposed establishment of a memorial for "Comfort Women."
Adrian Fong; spoke in support for proposed establishment of a memorial for "Comfort Women."
Judy Sandoval; spoke in support for proposed establishment of a memorial for "Comfort Women."
Koichi Mera; spoke in support for proposed establishment of a memorial for "Comfort Women."
Hisako Blair; spoke in support for proposed establishment of a memorial for "Comfort Women."
Hariko Sharida; spoke in opposition for proposed establishment of a memorial for "Comfort Women."
Muriel Wong; spoke in opposition for proposed establishment of a memorial for "Comfort Women."
Phillip Choy; spoke in support for proposed establishment of a memorial for "Comfort Women."
Male Speaker; spoke in support for proposed establishment of a memorial for "Comfort Women."
Yu Swan; spoke in support for proposed establishment of a memorial for "Comfort Women."
Lo Si Fong; spoke in support for proposed establishment of a memorial for "Comfort Women."
Edmond Larry Juizye; expressed various concerns.
Tom Gilberty; expressed various concerns.

Supervisors Breed and Christensen Excused from Attendance

Supervisor Farrell, seconded by Supervisor Mar, moved that Supervisors Breed and Christensen be excused for the remainder of today's meeting. The motion carried by the following vote:

Ayes: 8 - Avalos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 3 - Breed, Campos, Christensen

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Mar requested that File No. 150764 be severed so that it may be considered separately.

150764 [Urging the Establishment of a Memorial for "Comfort Women"]
Sponsors: Mar; Kim, Cohen, Christensen, Yee, Farrell, Campos and Avalos
Resolution urging the City and County of San Francisco to establish a memorial for "Comfort Women."

REFERRED to the Public Safety and Neighborhood Services Committee

Supervisor Tang requested that File No. 150768 be severed so that it may be considered separately.

150768 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 3, 2015, Consolidated General Election]
Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 3, 2015, Consolidated General Election. (Clerk of the Board)

Supervisor Tang, seconded by Supervisor Yee, moved that this Motion be CONTINUED to July 28, 2015. The motion carried by the following vote:

Ayes: 8 - Avalos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 3 - Breed, Campos, Christensen

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTIONS

150753 [Settlement of Unlitigated Claim - James Neidel, Francisco Alfaro, and Jose Alvarez - $87,515]

Resolution approving the settlement of the unlitigated claim filed by James Neidel, Francisco Alfaro, and Jose Alvarez against the City and County of San Francisco for $87,515; claim was filed on March 6, 2015. (City Attorney)

07/06/15; RECEIVED FROM DEPARTMENT.

07/21/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150754 [Mental Health Services Act 2014-2017 Innovation Peer Respite Project Plan]

Resolution authorizing adoption of the San Francisco Mental Health Services Act 2014-2017 Innovation Peer Respite Project Plan. (Public Health Department)

07/09/15; RECEIVED FROM DEPARTMENT.

07/21/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

150755 [Real Property Lease - Mission Valley Rock, Co. - San Francisco Public Utilities Commission Parcel Nos. 62 and 65 in Sunol, California - Initial Annual Rate $60,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission (SFPUC) to negotiate and execute, on behalf of the City acting through SFPUC, as landlord, a 25-year lease to Mission Valley Rock, Co., as tenant, of approximately 199 acres of SFPUC Parcel Nos. 62 and 65 in Sunol, California for water use and management, aggregate conveyance, overburden and fines placement, and reclamation, for an initial annual rental rate of $60,000, plus 4% annual rent increases. (Public Utilities Commission)

07/13/15; RECEIVED FROM DEPARTMENT.

07/21/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150756 [Agreement Amendment - PRWT Services, Inc. - Citation Processing and Support Services - Not to Exceed $64,871,292]

Resolution approving the Fourth Amendment to the Agreement with PRWT Services, Inc., for citation processing and support services to extend the Agreement by one year to October 31, 2016, with an option to extend the Agreement for up to two additional years, and to increase the Agreement by $11,395,881, for a total contract amount not to exceed $64,871,292. (Public Utilities Commission)

07/13/15; RECEIVED FROM DEPARTMENT.

07/21/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:38 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, July 28, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
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LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar, Yee, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:05 p.m. On the call of the roll, all Supervisors were noted present. There was a quorum.

COMMUNICATIONS

President Breed welcomed Ash Kalra, Councilmember (District 2), from the City of San Jose, to the Chamber. Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of correspondence related to Item Nos. 51 through 54 (File Nos. 150638 through 150641), and Item Nos. 55 through 58 (File Nos. 150712 through 150715), which were communicated when the matters were called. There were no other communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of June 23, 2015, and the Special Meeting Minutes at the Budget and Finance Committee of June 24, 2015. There were no corrections.

Supervisor Mar, seconded by Supervisor Farrell, moved to approve the Board Meeting Minutes of June 23, 2015, and the Special Meeting Minutes at the Budget and Finance Committee of June 24, 2015. The motion carried by the following vote, following general public comment:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

150482 [Settlement of Lawsuit - Dana Kess - $96,000]

Ordinance authorizing settlement of the lawsuit filed by Dana Kess against the City and County of San Francisco for $96,000; the lawsuit was filed on August 29, 2013, in California Superior Court, San Francisco Branch, Case No. CGC-13-531728, entitled Dana Kess v. Department of Recreation and Parks, City and County of San Francisco. (City Attorney)

FINALLY PASSED

150547 [Settlement of Lawsuit - Zaria Daskam - $50,000]

Ordinance authorizing settlement of the lawsuit filed by Zaria Daskam against the City and County of San Francisco for $50,000; the lawsuit was filed on September 5, 2013, in San Francisco Superior Court, Case No. CGC-13-534052; entitled Zaria Daskam v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED

150612 [Settlement of Lawsuit - Evan Connor - $320,000]

Ordinance authorizing the settlement of the lawsuit filed by Evan Connor against the City and County of San Francisco for $320,000; the lawsuit was filed on September 1, 2011, in San Francisco Superior Court, Case No. CPF-11-511559, entitled Connor v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED

150614 [Settlement of Lawsuit - Gallieria, Inc. dba Trico Construction - $35,000]

Ordinance authorizing settlement of the lawsuit filed by Gallieria, Inc. dba Trico Construction against the City and County of San Francisco for $35,000; the lawsuit was filed on June 13, 2014, in San Francisco Superior Court, Case No. CGC-14-539869; entitled Gallieria, Inc. dba Trico Construction v. City and County of San Francisco; other material terms of said settlement are plaintiff to retain refund of premium for payment and performance bond. (City Attorney)

FINALLY PASSED

150615 [Settlement of Lawsuit - Kelly O'Haire - $725,000]

Ordinance authorizing settlement of the lawsuit filed by Kelly O'Haire against the City and County of San Francisco for $725,000; the lawsuit was filed on May 15, 2013, in San Francisco Superior Court, Case No. CGC 13-531419; entitled Kelly O'Haire v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

150610 [Annual Budget and Appropriation Ordinance for Departments - FYs 2015-2016 and 2016-2017]

Sponsors: Mayor; Farrell

Annual Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2015, for the FYs ending June 30, 2016, and June 30, 2017.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150611 [Annual Salary Ordinance - FYs 2015-2016 and 2016-2017]

Sponsors: Mayor; Farrell

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2016, and June 30, 2017, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150559 [Building Code - Fees]

Sponsors: Mayor; Farrell

Ordinance amending the Building Code to revise the Fee Schedules; and affirming the Planning Department's determination under the California Environmental Quality Act.
(Fiscal Impact.)

Supervisor Farrell requested to be added as a co-sponsor.

Supervisor Farrell, seconded by Supervisor Christensen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
(Fiscal Impact.)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150560 [Public Works Code - Fees for Nighttime Work Permit and Preapplication Meetings]

Sponsors: Mayor; Farrell

Ordinance amending the Public Works Code to add fees for nighttime work permits and preapplication meetings with staff; and affirming the Planning Department's determination under the California Environmental Quality Act.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150561 [Business and Tax Regulations Code - Fire Department Licensing Fees]

Sponsors: Mayor; Farrell

Ordinance amending the Business and Tax Regulations Code to increase the fees for certain Fire Department licenses; and making environmental findings.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150566 [Administrative Code - California Environmental Quality Act Procedures and Fees]

Sponsors: Mayor; Farrell

Ordinance amending the Administrative Code to eliminate the Installment Agreement Processing Fee and Refund Processing Fee from the California Environmental Quality Act procedures and fees.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150567 [Administrative Code - Department of Public Health Group Purchasing Organizations]

Sponsors: Mayor; Farrell

Ordinance amending the Administrative Code to authorize the Department of Public Health to participate in Group Purchasing Organizations for procurement of commodities, information technology products and related services, and general and professional services related to operation of its facilities.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150568 [Administrative, Planning, Subdivision Codes - Citywide Affordable Housing Fund, Mayor's Housing Programs Fees Fund]

Sponsors: Mayor; Farrell

Ordinance amending the Administrative Code to add the Citywide Affordable Housing Fund as a Category Eight self-appropriating fund; amending the Planning and Subdivision Codes to make corresponding changes to affordable housing fee provisions related to the Citywide Affordable Housing Fund; revising the Mayor's Housing Programs Fees Fund to change it to a Category Eight self-appropriating fund; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150569 [Fire Code - Fire Department Fines and Fees]

Sponsors: Mayor; Farrell

Ordinance amending the Fire Code to increase the fees for certain Fire Department services; and making environmental findings.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150570 [Health Code - Patient Rates - FYs 2015-2016 and 2016-2017]

Sponsors: Mayor; Farrell

Ordinance amending the Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2015, through June 30, 2017.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150571 [Planning, Building Codes - Fee Waiver for Legalization of Secondary Dwelling Units]

Sponsors: Mayor; Farrell

Ordinance amending the Planning and Building Codes to waive fees related to granting legal status to existing dwelling units constructed without required permits; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150572 [Appropriation - Airport Commission - $2,673,349 - FY2015-2016]

Sponsors: Mayor; Farrell

Ordinance appropriating $2,673,349 to the Airport Commission amending estimated receipts and estimated expenditures in FY2015-2016.
(Fiscal Impact)

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150573 [Annual Appropriation Ordinance Amendment - Public Utilities Commission Operating Budget - $2,177,552 - FY2015-2016]

Sponsors: Mayor; Farrell

Ordinance amending Ordinance No. 146-14 (Annual Appropriation Ordinance FYs 2014-2015 and 2015-2016) by de-appropriating $2,177,552 from fringe benefits, non-personnel services, services of other departments, and general reserve and re-appropriating funds to permanent salaries, City grant programs, capital outlay, and overhead in the Public Utilities Commission operating budgets in FY2015-2016.
(Fiscal Impact)

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150574 [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling]

Sponsors: Mayor; Farrell

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2015.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150575 [Public Employment - Annual Salary Ordinance Amendment - Public Utilities Commission Water Enterprise Department - FYs 2015-2016 and 2016-2017]

Sponsors: Mayor; Farrell

Ordinance amending Ordinance No. 147-14 (Annual Salary Ordinance FYs 2014-2015 and 2015-2016) to reflect the addition of 5.0 off budget positions (5.00 FTEs) in Class 7355 (1.00 FTE, Truck Driver), 7388 (2.00 FTEs, Utility Plumber), and 7463 (2.00 FTEs, Utility Plumber Apprentice) in the Public Utilities Commission Water Enterprise Department in FYs 2015-2016 and 2016-2017.
(Fiscal Impact)

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Budget and Finance Sub-Committee

150432 [Administrative Code - Retirement System Disability/Death Presumptions for Sheriff Members]

Sponsor: Farrell

Ordinance amending the Administrative Code to add cancer and heart/pneumonia presumptions for industrial disability and death in the line of duty retirement benefits for Sheriff members of the San Francisco City and County Employees' Retirement System.
(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150625 [Business and Tax Regulations, Police Codes - Exempting Certain Parking Stations and Hotels]

Sponsor: Wiener

Ordinance amending the Business and Tax Regulations Code to exempt parking stations and hotels earning less than $40,000 in gross annual rental revenue from the requirements to obtain a certificate of authority and to make monthly remittances, and to exempt such parking stations from the requirement to obtain a parking tax bond.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150728 [Sale of City Property - 30 Van Ness Avenue - Not Less Than $87,000,000; Appropriation to Defease Certificates of Participation - Up to $31,770,000]

Sponsors: Mayor; Farrell

Ordinance authorizing the sale, by public competitive bid, of City-owned property located at 30 Van Ness Avenue for not less than $87,000,000; authorizing the use of a portion of the proceeds from the sale for the defeasance of up to $25,870,000 outstanding principal amount of Certificates of Participation (30 Van Ness Property) Series 2001A, up to $5,900,000 outstanding principal amount of Certificates of Participation (City Office Buildings-Multiple Properties Project) Series 2007A, and appropriating funds for such defeasance; excluding the sale from the requirements of the Surplus Property Ordinance; affirming the Planning Department's determination under the California Environmental Quality Act; and adopting findings that the sale is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact)

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:
Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Avalos, Mar

Supervisor Campos, seconded by Supervisor Cohen, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

FINALLY PASSED by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

150730 [Business and Tax Regulations Code - Procedural Rules for Refunds of Business Taxes and Real Property Transfer Taxes]

Sponsors: Farrell; Cohen

Ordinance amending the Business and Tax Regulations Code to conform the City's business tax and real property transfer tax refund provisions to State law, expand the circumstances and extend the time in which the Tax Collector can issue refunds of business taxes, extend the date on which a claim accrues for purposes of filing a claim for refund of business taxes, and make other revisions to the City's rules regarding refunds of business taxes and real property transfer taxes.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

150348 [Planning Code - Applying Inclusionary Housing Requirements to Group Housing]

Sponsors: Avalos; Kim and Mar

Ordinance amending the Planning Code to clarify that the Inclusionary Affordable Housing Program applies to housing projects, as defined, including group housing projects; change certain requirements for group housing projects including eliminating the exemption for group housing projects from certain exposure requirements; allowing a Zoning Administrator partial waiver from the exposure requirements; allowing affordable On-Site Units in group housing projects to be exempt from density calculations in certain circumstances; specifying that On-site Units in group housing projects be priced as 75% of the maximum purchase price for studio units if the bedrooms are less than 350 square feet; and clarify the requirements for Designated Units in certain C-3 districts under Section 124(f), including that they be affordable to households of 120% of AMI for rental and 150% of AMI for ownership and otherwise meet the monitoring and procedures for affordable units under the Inclusionary Affordable Housing Program; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150526 [Amending Ordinance No. 28-15 - Inapplicability of Clean Construction Ordinance to Existing Contracts]

Sponsor: Cohen

Ordinance amending Ordinance No. 28-15, which requires a Construction Emissions Minimization Plan and monitoring for certain public works projects within an Air Pollutant Exposure Zone and establishes controls on emission-producing equipment used for public works projects outside of such zones, to clarify that Ordinance No. 28-15 does not apply to existing contracts and will apply only to construction contracts advertised or initiated on or after the effective date of this Ordinance.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150681 [Planning Code - Allowing an Existing Restaurant to Open a Second Location with a Conditional Use Authorization - North Beach Special Use District]

Sponsor: Christensen

Ordinance amending the Planning Code to allow an existing restaurant in the North Beach Special Use District to open a second location in the District with a conditional use authorization provided that it meets certain criteria; affirming the Planning Department's California Environmental Quality Act determination; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Rules Committee

150527 [Administrative Code - Notice and Filing Period for an Application for Reduction of an Escape Tax Assessment]

Sponsor: Cohen

Ordinance amending the Administrative Code to require that an application for reduction of an escape tax assessment be filed with the Administrator of the Assessment Appeals Board no later than 60 days after the date of mailing printed on the tax bill or the postmark therefor, whichever is later.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

150727 [Appropriation and De-Appropriation - Surplus Expenditures of $5,033,384 Supporting Increased Overtime Expenditures - FY2014-2015]

Sponsor: Mayor

Ordinance retroactively appropriating $5,033,384 to overtime and de-appropriating $5,033,384 from permanent salaries, premium pay, and fringe benefits in the Sheriff's Department, Police Department and the Public Utilities Commission's operating budgets in order to support the Departments projected increases in overtime as required per Ordinance No. 194-11 in FY2014-2015.
(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150669 [Bookstore Lease - Books, Inc. - $575,000 Minimum Annual Guarantee]

Resolution approving the Terminal 3 East Bookstore Lease No. 15-0085 between Books, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a five-year term with two one-year options to extend, to commence following Board approval, with a Minimum Annual Guarantee of $575,000 during the first year of the lease. (Airport Commission)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150670 [Lease Amendment - Bayport Concessions, LLC - San Francisco International Airport]

Resolution approving Amendment No. 2 to Domestic Terminal Food and Beverage Program Lease No. 03-0183 with Bayport Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for replacement premises in Terminal 1 and Terminal 3; an extended lease term for Terminal 1, ending September 2019; and a modified seven-year lease term for Terminal 3, with three one-year options to extend, to commence following Board approval. (Airport Commission)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150671 [Lease Amendment - Gotham Enterprise, LLC - San Francisco International Airport]

Resolution approving Amendment No. 1 to Specialty Coffee Facilities in Domestic Terminal Buildings Lease No. 03-0069 with Gotham Enterprise, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for replacement premises in Terminal 1, and an extended term of approximately two years, ending September 2019. (Airport Commission)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150673 [Emergency Contracts - Cotton, Shires and Associates, Inc.; ARUP North America Limited; and Geostabilization International - Not to Exceed $5,920,709]

Resolution approving three emergency public work contracts under Administrative Code, Section 6.60, with Cotton, Shires and Associates, Inc.; ARUP North America Limited; and Geostabilization International for the Telegraph Hill Rock Slope Improvement Project to provide design support and stabilization and construction of the Northwest face of Telegraph Hill above Lombard and Winthrop Streets below Pioneer Park and Coit Tower with a total aggregate amount not to exceed $5,920,709. (Public Works)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150699 [Agreement - California Department of Health Care Services - County Children's Health Initiative Program - Up to $397,405]

Resolution retroactively authorizing the Department of Public Health to enter into a six-month agreement with the California Department of Health Care Services to receive reimbursement for children enrolled in the Healthy Kids Program, and expend funds in the amount of up to $397,405 to finance the program for the period of January 1, 2015, through June 30, 2015. (Public Health Department)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150700 [Real Property Acquisition - Easements from the Kaiser Foundation Hospitals - Regional Groundwater Storage and Recovery Project, San Mateo County - $53,900]

Resolution approving and authorizing the acquisition of one permanent subsurface easement and one temporary construction easement from Kaiser Foundation Hospitals District, a California non-profit public benefit corporation, for $53,900 to be used by the City and County of San Francisco under the Water System Improvement Program for the access, installation, modification, removal, inspection, maintenance, repair, replacement, periodic scheduled maintenance, emergency repairs, and construction of the project known as the Regional Groundwater Storage and Recovery Project, Project No. CUW30103; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and approving the Agreement and authorizing the Director of Property and/or the San Francisco Public Utilities Commission General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Real Estate Department)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150734 [Real Property Acquisition - 490 South Van Ness Avenue - South Van Ness 490, LP, Benicia Lake LLC, and Maurice Casey - $18,037,500]

Sponsors: Mayor; Campos

Resolution approving the acquisition of real property at 490 South Van Ness (Assessor's Block No. 3553, Lot No. 008) from South Van Ness 490, LP, Benicia Lake LLC, and Maurice Casey for the purchase price of $18,037,500; adopting findings under the California Environmental Quality Act; and adopting findings that the acquisition is consistent with the City's General Plan, and the eight priority policies of City Planning Code, Section 101.1.
(Fiscal Impact)

Supervisor Campos requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150736 [Accept and Expend Grant - San Francisco Parks Alliance - $133,961]

Sponsor: Christensen

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant in the amount of $133,961 from the San Francisco Parks Alliance to support various Recreation and Park Department operations for FY2013-2014.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150740 [Accept and Expend Grant - California Department of Water Resources - Recycled Water Facility - San Francisco International Airport Mel Leong Wastewater Treatment Plant - $750,000]

Sponsor: Wiener

Resolution retroactively authorizing the San Francisco Airport Commission to accept and expend a grant in the amount of $750,000 from the California Department of Water Resources for a new recycled water facility at the San Francisco International Airport Mel Leong Industrial Wastewater Treatment Plant for the four-year term of January 1, 2015, through December 31, 2018.
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150741 [Accept and Expend Grant - Public Health Foundation Enterprises - San Francisco Bay Clinical Trials Unit - $211,225]

Sponsor: Wiener

Resolution retroactively authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of $211,225 from Public Health Foundation Enterprises to participate in a program entitled "San Francisco Bay Clinical Trials Unit" for the period of December 1, 2014, through November 30, 2015.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150759 [Sale of Easement - 212 Square Feet at Northeast Corner of 23rd Street and Potrero Avenue - Pacific Gas and Electric Company - $10,600]

Sponsor: Cohen

Resolution approving and authorizing the sale of an easement on the City's property, consisting of 212 square feet of land at the northeast corner of 23rd Street and Potrero Avenue, to the Pacific Gas and Electric Company for the price of $10,600; adopting findings under the California Environmental Quality Act; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Resolution, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Government Audit and Oversight Committee

150735 [Agreement - Owners' Association for Administration/Management of Lower Polk Community Benefit District]

Sponsor: Christensen

Resolution approving an agreement with the nonprofit Owners' Association for Administration/Management of the established property-based Community Benefit District known as the "Lower Polk Community Benefit District," pursuant to California Streets and Highways Code, Section 36651, for a period commencing upon Board approval, through June 30, 2029.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

150584 [Zoning - Interim Prohibition on Commercial Mergers in the Proposed Calle 24 Special Use District]

Sponsors: Mayor; Campos

Urgency Ordinance approving an interim prohibition on commercial storefront mergers of greater than 799 gross square feet in the proposed Calle 24 Special Use District, which generally includes all lots bounded by 22nd Street, Potrero Avenue, Cesar Chavez Street, Capp Street, and both sides of 24th Street from Capp Street to Bartlett Street, as well as certain additional adjacent lots, for 45 days in accordance with California Government Code, Sections 65858, et seq.; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee
Noes: 1 - Wiener

150687 [Disposition and Development Agreement - Successor Agency to the San Francisco Redevelopment Agency Land - MA West, LLC - Transbay Block 5 - $172,500,000]

Sponsor: Kim

Resolution approving the disposition of land by the Office of Community Investment and Infrastructure as Successor Agency to the San Francisco Redevelopment Agency to MA West, LLC, a Delaware limited liability company, a joint venture between affiliates of Golub Real Estate Corp., an Illinois corporation, and The John Buck Company, a Delaware limited liability company, for a purchase price of $172,500,000; and making findings under Health and Safety Code, Section 33433, as required under the Transbay Redevelopment Plan for the parcel located on Howard Street between Beale and Main Streets, Assessor's Parcel Block No. 3718, Portion of Lot No. 025, commonly known as Transbay Block 5.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150688 [Disposition and Development Agreement - Successor Agency to the San Francisco Redevelopment Agency Land - Transbay 8 Urban Housing, LLC - Transbay Block 8 - $71,000,000]

Sponsor: Kim

Resolution approving the disposition of land by the Office of Community Investment and Infrastructure as Successor Agency to the San Francisco Redevelopment Agency to Transbay 8 Urban Housing, LLC, a Delaware limited liability company, and Tenderloin Neighborhood Development Corporation, a California non-profit public benefit corporation, for a purchase price of $71,000,000; and making findings under Health and Safety Code, Section 33433, as required under the Transbay Redevelopment Plan for the parcel located on Folsom Street between First and Fremont Streets, Assessor's Parcel Block No. 3737, Portions of Lot Nos. 005, 012, and 027, commonly known as Transbay Block 8.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Public Safety and Neighborhood Services Committee

150520 [Liquor License Transfer - 1830 Ocean Avenue]

Resolution determining that the transfer of a Type 21 off-sale general license from 2681-21st Street to 1830 Ocean Avenue (District 7), to Beth Aboulafia, for Target Corporation, dba Target Express, will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150521 [Liquor License - 685 Folsom Street]

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Sarah Garand and Jaime Hiraishi for Wine Down SF, LLC, dba Wine Down, located at 685 Folsom Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Cohen, seconded by Supervisor Christensen, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen introduced, welcomed, and presented a Certificate of Honor to John St. Croix, Executive Director, San Francisco Ethics Commission, in recognition of his distinguished service to the City and County of San Francisco upon his retirement.

Supervisor Christensen introduced, welcomed, and presented a Certificate of Honor to Nora Lindahl of the Department of Children, Youth, and Their Families in recognition of her distinguished service to the City and County of San Francisco upon her retirement.

Supervisor Avalos introduced, welcomed, and presented a Certificate of Honor to José-Luis Mejia of TAYSF in recognition of his accomplishments and continued community support.

SPECIAL ORDER 3:00 P.M.

141018 [Public Hearing - Appeal of Tentative Map - 639 Peralta Avenue]

Hearing of persons interested in or objecting to the decision of Public Works, dated September 18, 2014, approving a Tentative Map for a 2-Unit New Construction Condominium Project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (District 9) (Appellant: Alexander M. Weyand, on behalf of William H. Bradley) (Filed September 29, 2014). (Clerk of the Board)

Supervisor Campos made opening remarks and proposed a continuance to October 6, 2015. The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance. There were no speakers. The President declared public comment on the continuance closed.

Privilege of the floor was granted to Jon Givner, Deputy City Attorney, who responded to questions raised throughout the discussion.

Supervisor Campos, seconded by Supervisor Yee, moved that this Hearing be CONTINUED OPEN to October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The President CONTINUED the Hearing open to October 6, 2015.

141019 [Approving Decision of Public Works and Approving the Tentative Parcel Map - 639 Peralta Avenue]

Motion approving decision of Public Works and approving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Yee, moved that this Motion be CONTINUED to October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

141020 [Disapproving Decision of Public Works and Disapproving the Tentative Parcel Map - 639 Peralta Avenue]

Motion disapproving decision of Public Works and disapproving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Yee, moved that this Motion be CONTINUED to October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

141021 [Preparation of Findings Related to the Tentative Parcel Map - 639 Peralta Avenue]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Yee, moved that this Motion be CONTINUED to October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

150638 [Public Hearing - Tentative Map Application Incompleteness Appeal - 158-162 Linda Street]

Hearing of persons interested in or objecting to the decision of Public Works dated June 9, 2015, determining that a 6-unit condominium conversion application package submitted for 158-162 Linda Street (Assessor's Block No. 3597, Lot No. 049) is incomplete. (District 8) (Appellant: Rosemarie MacGuinness, on behalf of Clemens Buehling and Archna Sharma, Ramon Marin Sanchez, John Costello and Laura Evetts, Lindsey Rollin, Christine Floyd, and Russell Preston) (Filed June 15, 2015). (Clerk of the Board)

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of a communication from the Appellant, Ms. Rosemarie MacGuinness, dated July 20, 2015, withdrawing the appeal.

Supervisor Cohen, seconded by Supervisor Avalos, moved that this Hearing be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen, seconded by Supervisor Yee, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The President inquired as to whether any member of the public wished to address the Board relating to a proposed motion to table. Silvia Johnson; Walter Paulson; spoke neither in support nor opposition to the motion. There were no other speakers.

Supervisor Cohen, seconded by Supervisor Avalos, moved that this Hearing be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150639 [Approving Decision of Public Works That the Tentative Map Application for 158-162 Linda Street Was Incomplete and Disapproving the Appeal]

Motion approving the decision of Public Works that the tentative map application for 158-162 Linda Street (Assessor's Block No. 3597, Lot No. 049) was incomplete; and disapproving the appeal under the Permit Streamlining Act, California Government Code, Section 65943(c). (Clerk of the Board)

Supervisor Cohen, seconded by Supervisor Avalos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen, seconded by Supervisor Yee, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen, seconded by Supervisor Avalos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150640 [Disapproving Decision of Public Works That the Tentative Map Application for 158-162 Linda Street Was Incomplete and Upholding the Appeal]

Motion disapproving the decision of Public Works that the tentative map application for 158-162 Linda Street (Assessor's Block No. 3597, Lot No. 049) was incomplete; and upholding the appeal under the Permit Streamlining Act, California Government Code, Section 65943(c). (Clerk of the Board)

Supervisor Cohen, seconded by Supervisor Avalos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen, seconded by Supervisor Yee, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen, seconded by Supervisor Avalos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150641 [Preparation of Findings Related Tentative Map Application - 158-162 Linda Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' disapproval of Public Works' decision that the tentative map application for 158-162 Linda Street (Assessor's Block No. 3597, Lot No. 049) was incomplete. (Clerk of the Board)

Supervisor Cohen, seconded by Supervisor Avalos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen, seconded by Supervisor Yee, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen, seconded by Supervisor Avalos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

150712 [Public Hearing - Appeal of Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]

Hearing of persons interested in or objecting to the adoption of a Final Negative Declaration under the California Environmental Quality Act for a proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County, issued by the Planning Commission on May 21, 2015, and adopted on June 1, 2015. (Appellant: Joshua N. Levine, on behalf of Solano County Orderly Growth Committee) (Filed June 30, 2015). (Clerk of the Board)

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of a communication from the Planning Department, dated July 22, 2015, revising the determination of the appeal, thereby changing the appeal period. Privilege of the floor was granted to Jon Givner, Deputy City Attorney, who responded to questions raised throughout the discussion.

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance. There were no speakers. The President declared public comment on the continuance closed.

Supervisor Yee, seconded by Supervisor Kim, moved that this Hearing be CONTINUED to September 29, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The President CONTINUED the Hearing to September 29, 2015.

150713 [Affirming the Approval of a Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]

Motion affirming the approval by the Planning Commission of a Final Negative Declaration under the California Environmental Quality Act for the proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County. (Clerk of the Board)

Supervisor Yee, seconded by Supervisor Kim, moved that this Motion be CONTINUED to September 29, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150714 [Reversing the Approval of a Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]

Motion reversing the approval by the Planning Commission of a Final Negative Declaration under the California Environmental Quality Act for the proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County. (Clerk of the Board)

Supervisor Yee, seconded by Supervisor Kim, moved that this Motion be CONTINUED to September 29, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150715 [Preparation of Findings to Reverse the Approval of a Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]
Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission's approval of a Final Negative Declaration under the California Environmental Quality Act for the proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County. (Clerk of the Board)

Supervisor Yee, seconded by Supervisor Kim, moved that this Motion be CONTINUED to September 29, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

150676 [Hearing - Report of Assessment Costs - Building Code Enforcement Violations]
Public hearing to consider objections to a report of delinquent charges for assessment costs submitted by the Director of the Department of Building Inspection for delinquent charges for code enforcement violations and associated fees pursuant to Building Code, Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, the costs thereof having accrued pursuant to code enforcement violations. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to assessments as referenced in File No. 150677. Alan Davison (Department of Building Inspection) provided an overview of the assessments and responded to questions raised throughout the discussion. Female Speaker, Male Speaker, Alicia Rosales, Ronald Eugene David Lee; Jerry Wong; Silvia Johnson; Walter Paulson; Francisco Servilone; Judy Bishop (4001 Third Street); Francisco Da Costa; Manual Luze (210 Eagle Street); spoke objecting to the proposed assessments. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

150677 [Report of Assessment Costs - Building Code Enforcement Violations]

Resolution approving the Report of Delinquent Charges for Assessment Costs submitted by the Director of the Department of Building Inspection for delinquent charges for code enforcement violations and associated fees pursuant to Building Code, Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and 110A - Tables 1A-K and 1A-G, the costs thereof having accrued pursuant to code enforcement violations. (Building Inspection Commission)

Alan Davison (Department of Building Inspection) indicated that the following addresses be removed from the accompanying report due to recent resolution or receipt of payment: 2278-42nd Avenue; 753 Cole Street; 763 Cole Street; 108 Cortland Avenue; 210 Eagle Street; 225 Flournoy Street; 6201 Geary Boulevard; 80 Melrose Avenue; and 217 Onondaga Avenue. The amendments to the accompanying report, as provided by the Department of Building Inspection, included in File No. 150677, were received without objection.

ADOPTED, after accepting the amendment to the accompanying report, by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

150771 [Public Hearing - Resolution to Establish (Renew and Expand) the Yerba Buena Community Benefit District]

Public Hearing to consider renewal and expansion of a property based assessment district known as the Yerba Buena Community Benefit District, pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code, Sections 36600, et seq.) and City and County of San Francisco Business and Tax Regulations Code, Article 15. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 150762. Supervisor Kim provided opening remarks. Crezia Tano (Mayor's Office of Economic and Workforce Development) provided an overview of the proposed Yerba Buena Community Benefit District. Lance Burwell (St. Regis); Michelle Delaney; Candace Sue; Lawrence Li (SPUR); Ray Bobbitt (City Nights); Walter Paulson; Silvia Johnson; Peter Hartman; Ray Moisa (Yerba Buena Gardens Festival); Summerlen Kashar (Cartoon Art Museum); Cathy Maupin; Francisco DaCosta; spoke in support of the community benefit district. Samuel Woo; Richard Bird; spoke in opposition to the community benefit district. There were no other speakers. The President declared public comment closed, declared the public hearing closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

150762 [Resolution to Establish (Renew and Expand) - Yerba Buena Community Benefit District]

Sponsor: Kim

Resolution to establish (renew and expand) the property-based business improvement district known as the "Yerba Buena Community Benefit District;" ordering the levy and collection of assessments against property located in that district for 15 years commencing with FY2015-2016, subject to conditions as specified herein; and making environmental findings.

Supervisor Cohen, seconded by Supervisor Tang, moved that this Resolution be RECESSED to July 31, 2015, at 9:35 a.m. The motion carried by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 2 - Avalos, Kim

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

150770 [Public Hearing - Resolution to Establish the Greater Rincon Hill Community Benefit District]

Public Hearing to consider establishment of a property-based assessment district to be known as the Greater Rincon Hill Community Benefit District, pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code, Sections 36600, et seq.) and City and County of San Francisco Business and Tax Regulations Code, Article 15. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 150761. Supervisor Kim provided opening remarks. Crezia Tano (Mayor's Office of Economic and Workforce Development) provided an overview of the proposed Greater Rincon Hill Community Benefit District. Walter Paulson; John Gray; Tony Purce; Marilyn Stewart; Lauren Postem; Christina Johnson; John Cornwell; Jim Chappell; Andy Bryant (MJM Management Group); spoke in support of the community benefit district. Otto Duffy; spoke in opposition to the community benefit district. Ronald Eugene David Lee; spoke neither in support nor opposition to the community benefit district. There were no other speakers. The President declared public comment closed, declared the public hearing closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

150761 [Resolution to Establish - Greater Rincon Hill Community Benefit District]

Sponsor: Kim

Resolution to establish the property-based business improvement district known as the "Greater Rincon Hill Community Benefit District;" ordering the levy and collection of assessments against property located in that district for 15 years commencing with FY2015-2016, subject to conditions as specified herein; and making environmental findings.

Supervisor Cohen, seconded by Supervisor Tang, moved that this Resolution be RECESSED to July 31, 2015, at 9:35 a.m. The motion carried by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 2 - Avalos, Kim

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

150772 [Public Hearing - Resolution to Establish the Dogpatch & Northwest Potrero Hill Green Benefit District]

Public Hearing to consider establishment of a property-based assessment district to be known as the Dogpatch & Northwest Potrero Hill Green Benefit District, pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code, Sections 36600, et seq.) and City and County of San Francisco Business and Tax Regulations Code, Article 15A. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 150795. Supervisor Cohen provided opening remarks. Jonathan Goldberg (Public Works) provided an overview of the proposed Dogpatch & Northwest Potrero Hill Green Benefit District. Susan Eslick; Jean Pogiages; Bruce Huey; Brook Gray-Smith; Walter Paulson; Tony Kelly; Joe Bosche; Scott Wilkinson; Cary Lancey; spoke in support of the green benefit district. There were no speakers in opposition to the green benefit district. There were no other speakers. The President declared public comment closed, declared the public hearing closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

150795 [Resolution to Establish - Dogpatch & Northwest Potrero Hill Green Benefit District]

Sponsor: Cohen

Resolution to establish the property-based business improvement district known as the "Dogpatch & Northwest Potrero Hill Green Benefit District;" ordering the levy and collection of assessments against property located in that district for ten years commencing with FY2015-2016, subject to conditions as specified herein; and making environmental findings.

Supervisor Cohen, seconded by Supervisor Tang, moved that this Resolution be RECESSED to July 31, 2015, at 9:35 a.m. The motion carried by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 2 - Avalos, Kim

SPECIAL ORDER 3:00 P.M.

150723 [Public Hearing - Appeal of Tentative Map - 645 Texas Street]

Hearing of persons interested in or objecting to the decision of Public Works dated June 25, 2015, approving a Tentative Map for a 91 residential unit and 1 commercial unit mixed-use new construction condominium project at 645 Texas Street, Assessor's Block No. 4102, Lot No. 026. (District 10) (Appellant, Marilyn Muratore) (Filed July 6, 2015). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Supervisor Cohen provided opening remarks. David Inlow (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. Walter Paulson; spoke in support of the appeal. Bruce Storrs, City Surveyor, and Elizabeth Watty (Planning Department) provided an overview of the decision of Public Works. Alexis Pelosi and Jessie Stewart (Project Sponsor) provided an overview of the project and further requested the Board to uphold the decision of Public Works. Josei Carrolls; spoke in support of the project and in opposition to the appeal. David Inlow (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

150724 [Approving Decision of Public Works and Approving the Tentative Map - 645 Texas Street]

Motion approving decision of Public Works and approving the Tentative Map for a 91 residential unit and 1 commercial unit mixed-use new construction condominium project at 645 Texas Street, Assessor's Block No. 4102, Lot No. 026; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Motion No. M15-121

Supervisor Cohen, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150725 [Disapproving Decision of Public Works and Disapproving the Tentative Map - 645 Texas Street]

Motion disapproving decision of Public Works and disapproving the Tentative Map for a 91 residential unit and 1 commercial unit mixed-use new construction condominium project at 645 Texas Street, Assessor's Block No. 4102, Lot No. 026; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Cohen, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150726 [Preparation of Findings Related to the Tentative Map - 645 Texas Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for a 91 residential unit and 1 commercial unit mixed-use new construction condominium project at 645 Texas Street, Assessor's Block No. 4102, Lot No. 026. (Clerk of the Board)

Supervisor Cohen, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMITTEE REPORTS

Recommendations of the Rules Committee

150658 [Initiative Ordinance - Environment Code - Clean Energy Right to Know Act]

Sponsors: Breed; Avalos, Wiener and Christensen

Motion ordering submitted to the voters an Ordinance amending the Environment Code to define the terms Clean Energy, Green Energy, and Renewable Greenhouse Gas-Free Energy to provide San Francisco residents and businesses accurate information regarding electric power; and requiring the Department of the Environment to identify power sourced from nuclear power plants, at an election to be held on November 3, 2015.

Supervisor Mar requested to be added as a co-sponsor.

Supervisor Breed made opening remarks, further recommending this matter be conditionally approved whereby (1) If by 2:00 p.m. on Friday, July 31, 2015, the Board approves File No. 150809, which is the amended initiative ordinance on Friday's Special Board agenda, then the Clerk shall submit that initiative ordinance to the Department of Elections for the November ballot and Table this matter (File No. 150658); and (2) if the Board does not approve File No. 150809 by 2:00 p.m. on Friday, July 31, 2015, then the Clerk shall submit this matter (File No. 150658) to the Department of Elections by 5:00 p.m. on Friday, July 31, 2015.

Supervisor Breed, seconded by Supervisor Wiener, moved that this Motion be APPROVED, subject to conditions that (1) If by 2:00 p.m. on Friday, July 31, 2015, the Board approves File No. 150809, which is the amended initiative ordinance on Friday's Special Board agenda, then the Clerk shall submit that initiative ordinance to the Department of Elections for the November ballot and Table this matter (File No. 150658); and (2) if the Board does not approve File No. 150809 by 2:00 p.m. on Friday, July 31, 2015, then the Clerk shall submit this matter (File No. 150658) to the Department of Elections by 5:00 p.m. on Friday, July 31, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150773 [Appointment, Bicycle Advisory Committee - Paul Wells]

Motion appointing Paul Wells to the Bicycle Advisory Committee, term ending November 19, 2016, or for the tenure of the nominating Supervisor, whichever is shorter in duration. (Rules Committee)

Motion No. M15-122

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

150659 [Initiative Ordinance - Administrative Code - Surplus City Property Ordinance]

Sponsors: Kim; Avalos, Cohen, Wiener and Mar

Motion ordering submitted to the voters an Ordinance amending the Administrative Code to update provisions of the Surplus City Property Ordinance, expand the affordability criteria for housing developed on property acquired for affordable housing under the Ordinance, restrict for 120 days any other disposition of surplus City property being considered for transfer to the Mayor's Office of Housing and Community Development for development of affordable housing under the Ordinance, provide for implementation of the State Surplus Property Statute, and provide for amendment of the initiative ordinance by the Board of Supervisors, at an election to be held on November 3, 2015; and affirming the Planning Department's determination under the California Environmental Quality Act.

Supervisor Mar requested to be added as a co-sponsor.

Motion No. M15-123

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150804 [Planning, Administrative Codes - Construction of Accessory Dwelling Units - District 8]

Sponsor: Wiener

Ordinance amending the Planning Code to allow the construction of Accessory Dwelling Units (ADUs, also known as Secondary or In-Law Units) within the boundaries of Board of Supervisors District 8, and require the Planning Department to monitor the use of ADUs as short-term rentals; amending the Administrative Code to correct section references; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1; and directing the Clerk of the Board of Supervisors to send a copy of this ordinance to the California Department of Housing and Community Development after adoption.

Supervisor Wiener, seconded by Supervisor Farrell, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150805 [Planning, Administrative Codes - Construction of Accessory Dwelling Units - District 3]

Sponsor: Christensen

Ordinance amending the Planning Code to allow the construction of Accessory Dwelling Units (ADUs, also known as Secondary or In-Law Units) within the boundaries of Board of Supervisors District 3, and require the Planning Department to monitor the use of ADUs as short-term rentals; amending the Administrative Code to correct section references; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board of Supervisors to send a copy of this Ordinance to the California Department of Housing and Community Development after adoption.

Privilege of the floor was granted to Aaron Starr (Planning Department) who responded to questions raised throughout the discussion.

Supervisor Christensen, seconded by Supervisor Wiener, moved that this Ordinance be AMENDED on Page 7, Line 6, by striking '20(c)(4)' and adding '207(c)(4)'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Walter Paulson; shared in song certain concerns with the Board.
Vladimir; expressed various concerns relating to fascism, evictions, and homelessness.
John DiDonna; shared in poem certain concerns with the Board.
Christopher Dahl; expressed various concerns.
Sylvia Johnson; expressed various concerns relating to Public Works, City schools, and mental health.
Tony Rodriguez (Local 43); expressed various concerns relating to the construction industry in the City and modular homes.
Mel Beetle; expressed concerns relating to the Mayor's Budget and senior resident SRO's.
Dana Rosé; expressed concerns relating to medical coverage.
Tom Gilberty; expressed various concerns relating to Ellis Act and affordable housing.
Male Speaker; expressed various concerns relating to BlackLivesMatter movement and LGBT rights.
Otto Duffy; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

150798 [Approval of a 60-Day Extension for Planning Commission Review of an Ordinance Amending the Planning Code to Require Conditional Use Authorization for All Residential Mergers (File No. 150494)]

Sponsor: Avalos

Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150494) amending the Planning Code to require conditional use authorization for all residential mergers and to require compliance with landscaping and permeable surfaces requirements for building additions and residential mergers; affirming the Planning Department's California Environmental Quality Act determination; and making Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

ADOPTED

150799 [Urging Governor Brown and the California State Legislature to Restore $331,044,084 to the National Mortgage Special Deposit Fund]

Sponsors: Avalos; Mar

Resolution urging Governor Jerry Brown and the California State Legislature to comply with the Sacramento County Superior Court's decision that found they illegally diverted $331,044,084 from the National Mortgage Special Deposit Fund; and to meet with the plaintiffs in the lawsuit to discuss the schedule for restoring these funds and tailoring programs for the funds to help struggling homeowners keep their homes.

Supervisor Mar requested to be added as a co-sponsor.

ADOPTED

150800 [Artistic Free Speech Day - August 7, 2015]

Sponsor: Farrell

Resolution declaring August 7, 2015, as Artistic Free Speech Day in the City and County of San Francisco.

ADOPTED

150801 [Supporting the "No Traffick Ahead" Campaign to Take a Stand Against Human Trafficking in the Bay Area Before the 2016 Super Bowl and Beyond]

Sponsors: Tang; Kim, Cohen, Mar, Breed, Farrell, Christensen, Campos and Yee

Resolution supporting the "No Traffick Ahead" Campaign by leveraging San Francisco's buying power to encourage local hotels and restaurants to take steps before the 2016 Super Bowl to address human trafficking by training employees, auditing supply chains for risk of trafficking, and adopting codes of conduct; and requesting City departments that interact with human trafficking cases to train their staff on human trafficking.

Supervisors Farrell, Christensen, Campos, and Yee requested to be added as co-sponsors.

ADOPTED

150807 [Consolidation of Elections Scheduled for November 3, 2015]

Sponsor: Breed

Resolution consolidating the City and County of San Francisco Municipal Election to be held on November 3, 2015, with the City College of San Francisco Governing Board Election and the City and County of San Francisco Special Bond Election; and providing that the election precincts, voting places, and officers for these elections shall be the same as for the State General Election.

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Avalos was noted not present at 6:10 p.m. and for the remainder of the meeting.

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Breed requested that File No. 150768 be severed so that it may be considered separately.

150768 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 3, 2015, Consolidated General Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 3, 2015, Consolidated General Election. (Clerk of the Board)

Supervisor Tang, seconded by Supervisor Kim, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Absent: 1 - Avalos

Motion No. M15-124

APPROVED AS AMENDED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Absent: 1 - Avalos

IMPERATIVE AGENDA

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Avalos, seconded by Supervisor Wiener, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Avalos, seconded by Supervisor Wiener, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150769 [Marking the 70th Year Since the Bombing of Hiroshima and Nagasaki]
Sponsor: Avalos
Resolution marking the 70th year since the use of the atomic bomb on Hiroshima and Nagasaki.

The President inquired as to whether any member of the public wished to address the Board relating to File No. 150769. Silvia Johnson; Otto Duffy; Tom Gilberty; Male Speaker; spoke in support of the proposed legislation. The President declared public comment closed.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Kim was noted not present at 6:13 p.m. and for the remainder of the meeting.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTIONS

150776 [Freeway Operations and Maintenance Agreement - State of California - Bus Rapid Transit Facilities on State Route 101/Van Ness Avenue]

Resolution approving a Freeway Operations and Maintenance Agreement with the State of California apportioning maintenance responsibilities for Highway 101/Van Ness Avenue and authorizing the Director of Public Works to execute said Agreement on behalf of the City. (Public Works)

07/20/15; RECEIVED FROM DEPARTMENT.

07/28/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

150777 [Settlement of Unlitigated Claim - Fireman's Fund - $65,000]

Resolution approving the settlement of the unlitigated claim filed by Fireman's Fund against the City and County of San Francisco for $65,000; claim was filed on March 2, 2015. (City Attorney)

07/15/15; RECEIVED FROM DEPARTMENT.

07/28/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150778 [Settlement of Unlitigated Claim - Pacific Gas and Electric Company - City to Receive $2,200,000]

Resolution approving settlement of the unlitigated claim in favor of the City and County of San Francisco against Pacific Gas and Electric Company for $2,200,000. (City Attorney)

07/16/15; RECEIVED FROM DEPARTMENT.

07/28/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150779 [Settlement of Unlitigated Claim - Cecilia Galiena - $60,000]

Resolution approving the settlement of the unlitigated claim filed by Cecilia Galiena against the City and County of San Francisco for $60,000; claim was filed on February 19, 2015. (City Attorney)

07/16/15; RECEIVED FROM DEPARTMENT.

07/28/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150780 [Master Lease Amendment - United States Navy - Treasure Island Land and Structures]

Resolution approving Amendment No. 40 to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year, for the period of December 1, 2015, through November 30, 2016. (Treasure Island Development Authority)

07/17/15; RECEIVED FROM DEPARTMENT.

07/28/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150781 [Master Lease Amendment - United States Navy - Treasure Island South Waterfront]

Resolution approving Amendment No. 31 to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year, for the period of December 1, 2015, through November 30, 2016. (Treasure Island Development Authority)

07/17/15; RECEIVED FROM DEPARTMENT.

07/28/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150782 [Master Lease Amendment - United States Navy - Treasure Island Marina]

Resolution approving Amendment No. 19 to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term for one year, for the period of December 1, 2015, through November 30, 2016. (Treasure Island Development Authority)

07/17/15; RECEIVED FROM DEPARTMENT.

07/28/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150783 [Master Lease Amendment - United States Navy - Treasure Island Childcare]

Resolution approving Amendment No. 11 to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year, for the period of December 1, 2015, through November 30, 2016. (Treasure Island Development Authority)

07/17/15; RECEIVED FROM DEPARTMENT.

07/28/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150784 [Cooperative Agreement Modification - United States Navy - Treasure Island Development Authority]

Resolution approving and authorizing the Treasure Island Development Authority to enter into a modification of the Cooperative Agreement with the United States Navy to extend the term from October 1, 2015, until the earlier of the termination of the Conveyance Agreement executed between the Navy and Authority, or the date that all parcels at the former Naval Station Treasure Island are conveyed.

07/17/15; RECEIVED FROM DEPARTMENT.

07/28/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150785 [Contract Agreement - State Department of Health Care Services - Substance Use Disorder Services - FYs 2014-2017 - $40,371,901]

Resolution retroactively authorizing the San Francisco Department of Public Health, Behavioral Health Services (DPH-BHS) to enter into an amended multi-year contract for substance use disorder services with the State Department of Health Care Services (DHCS), in the amount of $40,371,901 for the term of July 1, 2014, through June 30, 2017; and authorizing and designating the DPH County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. (Public Health Department)

07/17/15; RECEIVED FROM DEPARTMENT.

07/28/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:13 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

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Friday, July 31, 2015 - 9:30 AM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Special Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar, Yee, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Jane Kim, Eric Mar, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 9:35 a.m. On the call of the roll, Supervisors Farrell, Kim, Tang, and Yee were not present. There was a quorum.

COMMUNICATIONS

There were no communications reported.

Supervisors Farrell, Tang, and Yee Excused from Attendance

Supervisor Christensen, seconded by Supervisor Cohen, moved that Supervisors Farrell, Yee, Tang, and Kim be excused from today's meeting.

Before the roll was called on the motion, Supervisor Kim was noted present at 9:37 a.m. President Breed stated the motion was out of order and asked for a new motion to excuse Supervisors Farrell, Yee, and Tang.

Supervisor Campos, seconded by Supervisor Avalos, moved that Supervisors Farrell, Yee, and Tang be excused from attending today's meeting. The motion carried by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar, Wiener
Excused: 3 - Farrell, Tang, Yee

COMMITTEE REPORT

150809 [Initiative Ordinance - Environment Code - Clean Energy Right to Know Act]
Sponsors: Breed; Avalos, Wiener and Christensen
Motion ordering submitted to the voters an Ordinance amending the Environment Code to define the terms Clean Energy, Green Energy, and Renewable Greenhouse Gas-Free Energy to provide San Francisco residents and businesses accurate information regarding electric power, at an election to be held on November 3, 2015.

Motion No. M15-125

APPROVED by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar, Wiener
Excused: 3 - Farrell, Tang, Yee

PUBLIC COMMENT

Andrew Yip; spoke on various concerns.
Eric Brooks; thanked individuals for their work on the CleanPowerSF Program.
Tom Gilberty; spoke on concerns regarding the sale of properties and rental units.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 9:45 a.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

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Friday, July 31, 2015 - 9:35 AM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Recessed Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar, Yee, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Jane Kim, Eric Mar, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 9:45 a.m. On the call of the roll, Supervisors Farrell, Tang, and Yee were not present. There was a quorum.

COMMUNICATIONS

There were no communications reported.

Supervisors Farrell, Tang, and Yee Excused from Attendance

Supervisor Cohen, seconded by Supervisor Christensen, moved that Supervisors Farrell, Tang, and Yee be excused from today's meeting. The motion carried by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar, Wiener
Excused: 3 - Farrell, Tang, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

150761 [Resolution to Establish - Greater Rincon Hill Community Benefit District]
Sponsors: Kim; Campos

Resolution to establish the property-based business improvement district known as the "Greater Rincon Hill Community Benefit District;" ordering the levy and collection of assessments against property located in that district for 15 years commencing with FY2015-2016, subject to conditions as specified herein; and making environmental findings.

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that the returned weighted ballots voting for the Greater Rincon Hill Community Benefit District was 75.07%, and the returned weighted ballots voting against the Greater Rincon Hill Community Benefit District was 24.93%, further indicating there was no majority protest.

Supervisor Campos requested to be added as a co-sponsor.

Supervisor Kim, seconded by Supervisor Avalos, moved that this Resolution be AMENDED on Page 7, Line 6, by striking '3277' and adding '3278'. The motion carried by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar, Wiener
Excused: 3 - Farrell, Tang, Yee

ADOPTED AS AMENDED by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar, Wiener
Excused: 3 - Farrell, Tang, Yee

150762 [Resolution to Establish (Renew and Expand) - Yerba Buena Community Benefit District]

Sponsors: Kim; Campos

Resolution to establish (renew and expand) the property-based business improvement district known as the "Yerba Buena Community Benefit District;" ordering the levy and collection of assessments against property located in that district for 15 years commencing with FY2015-2016, subject to conditions as specified herein; and making environmental findings.

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that the returned weighted ballots voting for the Yerba Buena Community Benefit District was 84.40%, and the returned weighted ballots voting against the Yerba Buena Community Benefit District was 15.60%, further indicating there was no majority protest.

Supervisor Campos requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar, Wiener
Excused: 3 - Farrell, Tang, Yee

150795 [Resolution to Establish - Dogpatch & Northwest Potrero Hill Green Benefit District]

Sponsors: Cohen; Campos

Resolution to establish the property-based business improvement district known as the "Dogpatch & Northwest Potrero Hill Green Benefit District;" ordering the levy and collection of assessments against property located in that district for ten years commencing with FY2015-2016, subject to conditions as specified herein; and making environmental findings.

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that the returned weighted ballots voting for the Dogpatch & Northwest Potrero Hill Green Benefit District was 76.21%, and the returned weighted ballots voting against the Dogpatch & Northwest Potrero Hill Green Benefit District was 23.79%, further indicating there was no majority protest.

Supervisor Campos requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar, Wiener
Excused: 3 - Farrell, Tang, Yee

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 9:52 a.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

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Tuesday, September 8, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:04 p.m. On the call of the roll, Supervisor Mar was noted not present. There was a quorum.

Supervisor Mar was noted present at 2:06 p.m.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the public that the Board of Supervisors has expanded its existing Language Access Services Program by authorizing the Office of the Clerk of the Board to enter into an important partnership with the Office of Civic Engagement and Immigrant Affairs (OCEIA) for an 11 month Pilot Program beginning September 1, 2015, through July 31, 2016. During that time OCEIA staff will provide Spanish and Chinese interpretation services upon request at every regular and special Board of Supervisors meeting. Filipino interpretation will be provided with a suggested 48 hour advance request, as well as interpretation for all committee meetings. OCEIA will translate certain public notices and the Legislation Introduced Report which lists the titles of legislation introduced at roll call each week by the Board of Supervisors, the Mayor, and City departments. Further the translated notices and Legislation Introduced will be posted on the Board of Supervisors website. There were no further communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of July 7, 2015, July 14, 2015, July 21, 2015, July 28, 2015, and July 31, 2015. There were no corrections.

Supervisor Mar, seconded by Supervisor Tang, moved to approve the Regular Board Meeting Minutes of July 7, 2015, July 14, 2015, July 21, 2015, July 28, 2015, the Special Board Meeting Minutes of July 31, 2015, and the Recessed Board Meeting Minutes of July 31, 2015. The motion carried by the following vote, following general public comment:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendation of the Budget and Finance Sub-Committee

150727 [Appropriation and De-Appropriation - Surplus Expenditures of $5,033,384 Supporting Increased Overtime Expenditures - FY2014-2015]

Sponsor: Mayor

Ordinance retroactively appropriating $5,033,384 to overtime and de-appropriating $5,033,384 from permanent salaries, premium pay, and fringe benefits in the Sheriff's Department, Police Department, and the Public Utilities Commission's operating budgets in order to support the Departments projected increases in overtime as required per Ordinance No. 194-11 in FY2014-2015.
(Fiscal Impact)

FINALLY PASSED

Recommendations of the Rules Committee

150722 [Appointment, Commission on the Aging Advisory Council - Patricia Spaniak]

Motion appointing Patricia Spaniak, term ending March 31, 2017, to the Commission on the Aging Advisory Council. (Rules Committee)

Motion No. M15-126

APPROVED

150774 [Appointment, Park, Recreation and Open Space Advisory Committee - Denis Mosgofian]

Motion appointing Denis Mosgofian, term ending February 1, 2017, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Motion No. M15-127

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

150559 [Building Code - Fees]
Sponsors: Mayor; Farrell
Ordinance amending the Building Code to revise the Fee Schedules; and affirming the Planning Department's determination under the California Environmental Quality Act.
(Fiscal Impact)
(Economic Impact)

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

150804 [Planning, Administrative Codes - Construction of Accessory Dwelling Units - District 8]
Sponsor: Wiener
Ordinance amending the Planning Code to allow the construction of Accessory Dwelling Units (ADUs, also known as Secondary or In-Law Units) within the boundaries of Board of Supervisors District 8, and require the Planning Department to monitor the use of ADUs as short-term rentals; amending the Administrative Code to correct section references; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board of Supervisors to send a copy of this Ordinance to the California Department of Housing and Community Development after adoption.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150805 [Planning, Administrative Codes - Construction of Accessory Dwelling Units - District 3]

Sponsor: Christensen

Ordinance amending the Planning Code to allow the construction of Accessory Dwelling Units (ADUs, also known as Secondary or In-Law Units) within the boundaries of Board of Supervisors District 3, and require the Planning Department to monitor the use of ADUs as short-term rentals; amending the Administrative Code to correct section references; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board of Supervisors to send a copy of this Ordinance to the California Department of Housing and Community Development after adoption.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150348 [Planning Code - Inclusionary Housing Requirements for Group Housing, Affordable Designated Unit Requirements in C-3 Districts]

Sponsors: Avalos; Kim and Mar

Ordinance amending the Planning Code to clarify that the Inclusionary Affordable Housing Program applies to housing projects, as defined, including group housing projects; change certain requirements for group housing projects including eliminating the exemption for group housing projects from certain exposure requirements; allowing a Zoning Administrator partial waiver from the exposure requirements; allowing affordable On-Site Units in group housing projects to be exempt from density calculations in certain circumstances; specifying that On-site Units in group housing projects be priced as 75% of the maximum purchase price for studio units if the bedrooms are less than 350 square feet; and clarify the requirements for Designated Units in certain C-3 districts under Section 124(f) including that they be affordable to households of 120% of AMI for rental and 150% of AMI for ownership and otherwise meet the monitoring and procedures for affordable units under the Inclusionary Affordable Housing Program; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

The versions of File No. 150348 differed between first reading and second reading which were considered by the Board of Supervisors on July 21, 2015, and on July 28, 2015, respectively. As a result, the version finally passed by the Board on July 28, 2015, and signed by the Mayor on August 6, 2015, did not include all the amendments approved by the Board and its committee during the legislative process. Therefore, the Board of Supervisors reconsidered this matter on second reading.

Supervisor Avalos, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE to add back several ommitted sections which were removed during the drafting process. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Land Use and Transportation Committee

150270 [Public Works Code - Contractor Parking Plan]

Sponsors: Farrell; Cohen, Wiener, Breed, Christensen, Kim and Tang

Ordinance amending the Public Works Code to require a contractor parking plan as a condition precedent for approval of excavation permits for major work that is 30 consecutive calendar days or longer and specified temporary street space occupancy permits for construction work; adopting fees for review and inspection related to contractor parking plans; and affirming the Planning Department's determination under the California Environmental Quality Act.

Supervisor Tang requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150465 [Planning Code - Accessory Use Entertainment in Specified Western South of Market Districts]

Sponsor: Kim

Ordinance amending the Planning Code to allow accessory use entertainment (with limited live performance permits) in the Western South of Market Mixed Use General and Regional Commercial Districts; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Rules Committee

150643 [Administrative Code - Mandating Data Collection and Reporting of Detentions and Traffic Stops]

Sponsors: Cohen; Avalos, Breed, Yee, Kim, Campos and Mar

Ordinance amending the Administrative Code to require the Police Department and the Sheriff's Department to gather and regularly report data regarding detentions and traffic stops.

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen, seconded by Supervisor Christensen, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisors Breed, Yee, Kim, Campos, and Mar requested to be added as co-sponsors.

Supervisor Cohen, seconded by Supervisor Kim, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE by making technical amendments. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150757 [Administrative Code - Increase Assessor-Recorder Cash Revolving Fund to $650]

Sponsor: Breed

Ordinance amending the Administrative Code to increase the amount of the Assessor-Recorder's cash revolving fund from $300 to $650.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150695 [Appointment, Children, Youth and Their Families Oversight and Advisory Committee - Eddy Xiao Fei Zheng]

Motion appointing Eddy Xiao Fei Zheng (residency requirement waived), term yet to be determined, to the Children, Youth and Their Families Oversight and Advisory Committee. (Rules Committee)

Motion No. M15-128

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Breed, seconded by Supervisor Cohen, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guest. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Breed introduced, welcomed, and presented a Certificate of Honor to Dr. Joseph E. Marshall, Jr., founding member and counselor of Alive & Free in recognition of his accomplishments and continued community support.

COMMITTEE REPORTS

Recommendations of the Government Audit and Oversight Committee

150601 [Board Response - Civil Grand Jury - Office of the Assessor-Recorder: Despite Progress, Still the Lowest Rated in the State]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2014-2015 Civil Grand Jury Report, entitled "Office of the Assessor-Recorder: Despite Progress, Still the Lowest Rated in the State;" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Clerk of the Board)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150603 [Board Response - Civil Grand Jury - San Francisco's Whistleblower Protection Ordinance is in Need of Change]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2014-2015 Civil Grand Jury Report, entitled "San Francisco's Whistleblower Protection Ordinance is in Need of Change;" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Clerk of the Board)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Paulette Brown; expressed concerns relating to human services and solving child homicides and violence in the community.
Ray Hartz; expressed concerns relating to open government laws and associated violations.
Joseph Cohen; expressed concerns relating to COIT Panoramic Park and associated environmental review.
Johnny Walker; expressed concerns relating to elevators at local single room occupancy hotels.
Christopher Dahl; expressed concerns relating to sea levels and municipal codes.
Francisco Da Costa, expressed concerns relating to oath of office and representation.
Male Speaker; expressed concerns relating to a recent traffic violation.
Vladimir; expressed various concerns relating to fascism, evictions, and homelessness.
Male Speaker; expressed various religious concerns.
Arnold Townsend; expressed concerns relating to affordable housing.
Donald Griggs; expressed concerns relating to affordable housing and Midtown Park Apartments.
Ace Washington; expressed various concerns.
Male Speaker; expressed various concerns relating to short term rentals, tax revenue, youth, and terrorism.
Angela Brown; expressed concerns relating to senior housing.
Betty Evans; expressed concerns relating to affordable housing and the Fillmore corridor.
Female Speaker; expressed concerns relating to surplus land use on Yerba Buena and Treasure Islands.
Michael Lyon; expressed concerns relating to surplus land use on Yerba Buena and Treasure Islands.
Kay Walker; expressed concerns relating to surplus land use on Yerba Buena and Treasure Islands.
Denise D'Anne; expressed concerns relating to surplus land use on Yerba Buena and Treasure Islands.
Tom Gilberty; expressed concerns relating to noise, public comment time limits, pay to play, and housing.
David Brinkus; expressed concerns relating to surplus land use on Yerba Buena and Treasure Islands.
Denise Louie; expressed concerns relating to distressed and dying trees on City property.
Nancy McNally; expressed concerns relating to stress and housing.
Jackie Barshack; expressed concerns relating to surplus land use on Yerba Buena and Treasure Islands.
Lisa Vincente; expressed various concerns.
Otto Duffy; expressed concerns relating to petroleum and housing.
Peter; expressed various concerns.
Sandra Manning; expressed concerns relating to surplus land use near former Candlestick Park.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

150827 [Final Map 7827 - 330-340 San Jose Avenue]

Motion approving Final Map 7827, a six residential unit Condominium Project, located at 330-340 San Jose Avenue, being a subdivision of Assessor's Block No. 6532, Lot No. 010, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-129

APPROVED

150828 [Final Map 8410 - 3032-3038 Clement Street]

Motion approving Final Map 8410, a six residential unit and one commercial unit, mixed-use Condominium Project, located at 3032-3038 Clement Street, being a subdivision of Assessor's Block No. 1402, Lot Nos. 022 and 023, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-130

APPROVED

150829 [Final Map 7902 - 35-41 Rosemont Place]

Motion approving Final Map 7902, a five unit Condominium Project, located at 35-41 Rosemont Place, being a subdivision of Assessor's Block No. 3534, Lot No. 018, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-131

APPROVED

150847 [Final Map 8135 - 1400 Mission Street]

Motion approving Final Map 8135, a three lot airspace subdivision, a 190 residential unit Condominium Project within Parcel 1 and a five commercial unit Condominium Project within Parcel 2, located at 1400 Mission Street, being a subdivision of Assessor's Block No. 3507, Lot No. 042, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-132

APPROVED

150848 [Final Map 8131 - 3520-3524 17th Street]

Motion approving Final Map 8139, a five residential unit Condominium Project, located at 3520-3524 17th Street, being a subdivision of Assessor's Block No. 3567, Lot No. 014, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-133

APPROVED

150849 [Final Map 7718 - 223-227 Guerrero Street]

Motion approving Final Map 7718, a six residential unit Condominium Project, located at 223-227 Guerrero Street, being a subdivision of Assessor's Block No. 3546, Lot No. 015, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-134

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

150825 [Settlement of Lawsuit - Kathie Lustig - $100,000]

Ordinance authorizing settlement of the lawsuit filed by Kathie Lustig against the City and County of San Francisco for $100,000; the lawsuit was filed on June 13, 2014, in San Francisco Superior Court, Case No. CGC 14-539885; entitled Kathie Lustig v. City and County of San Francisco, et al; other material terms of said settlement are Co-Defendant PG&E will reimburse City $50,000 as part of settlement. (City Attorney)

07/24/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150834 [Settlement of Lawsuit - Pacific Gas and Electric Company - City to Receive $1,594,700]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Pacific Gas and Electric Company (PG&E) for $1,594,700; the lawsuit was filed on March 6, 2013, in San Francisco Superior Court, Case No. CGC-13-529310; entitled City and County of San Francisco v. Pacific Gas and Electric Company; other material terms of the settlement are that the City will execute a limited release of claims covered by the litigation and the City and PG&E will each bear its own fees and costs. (City Attorney)

08/18/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150837 [Settlement of Lawsuit - Yoshio Haraguchi - $90,000]

Ordinance authorizing settlement of the lawsuit filed by Yoshio Haraguchi against the City and County of San Francisco for $90,000; the lawsuit was filed on August 15, 2014, in San Francisco Superior Court, Case No. CGC-14-541209; entitled Yoshio Haraguchi v. City and County of San Francisco, et al.; other material terms of said settlement is payment of San Francisco General Hospital lien in the amount of $20,000. (City Attorney)

08/19/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150839 [Settlement of Lawsuit - Thomas Mich - $70,000]

Ordinance authorizing settlement of the lawsuit filed by Thomas Mich against the City and County of San Francisco for $70,000; the lawsuit was filed on November 12, 2014, in San Francisco Superior Court, Case No. CGC 14-542654; entitled Thomas Mich v. City and County of San Francisco, et al.; other material terms of said settlement are Department of Public Health lien of $20,469.30 is waived. (City Attorney)

08/19/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150842 [Settlement of Lawsuit - Mountain Cascade, Inc. - $3,200,000]

Ordinance authorizing settlement of the lawsuit filed by Mountain Cascade, Inc., against the City and County of San Francisco for $3,200,000; the lawsuit was filed on June 11, 2013, in San Mateo County Superior Court, Master File No. CIV 519255, entitled In re: Mountain Cascade Contract Litigation, related to the Public Utilities Commission's construction of the Bay Division Pipeline No. 5 - Peninsula Reaches project. (City Attorney)

08/24/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150843 [Settlement of Lawsuit - Granville McCollough - $87,000]

Ordinance authorizing the settlement of the lawsuit filed by Granville McCollough against the City and County of San Francisco for $87,000; the lawsuit was filed on December 11, 2013, in San Francisco Superior Court, Case No. CPF-13-536075, entitled McCollough v. City and County of San Francisco, et al. (City Attorney)

08/26/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150844 [Settlement of Lawsuit - Denise Green - $495,000]

Ordinance authorizing settlement of the lawsuit filed by Denise Green against the City and County of San Francisco for $495,000; the lawsuit was filed on March 30, 2009, in the United States District Court for the Northern District of California, Case No. C10-2649; entitled Denise Green v. City and County of San Francisco, et al. (City Attorney)

08/26/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150845 [General Plan Amendment - 302 Silver Avenue - Urban Design Element Map 5]

Ordinance amending the General Plan by revising Map 5 of the Urban Design Element to change the bulk designation shown on the Map for 302 Silver Avenue, Assessor's Block No. 5952, Lot No. 002; adopting and making findings regarding the Mitigated Negative Declaration prepared in compliance with the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

08/21/15; RECEIVED FROM DEPARTMENT.

09/08/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/8/2015.

150853 [Planning Code - Technical Amendments and Corrections]

Ordinance amending the Planning Code to correct errors, reenact previously-existing language that was repealed in error as part of the Article 2 Reorganization Ordinance, update the Code, and make nonsubstantive language revisions to simplify and clarify text; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

08/28/15; RECEIVED FROM DEPARTMENT.

09/08/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/8/2015.

PROPOSED RESOLUTIONS

150756 [Agreement Amendment - PRWT Services, Inc. - Citation Processing and Support Services - Not to Exceed $62,725,935]

Resolution approving the Fourth Amendment to the Agreement with PRWT Services, Inc., for citation processing and support services to extend the Agreement by one year to October 31, 2016, with an option to extend the Agreement for up to two additional years, and to increase the Agreement by $9,250,494 for a total contract amount not to exceed $62,725,935. (Municipal Transportation Agency)
(Fiscal Impact; No Budget and Legislative Analyst Report.)

07/13/15; RECEIVED FROM DEPARTMENT.

07/21/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

09/08/15; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

150826 [Real Property Acquisition - Easements from Costco Wholesale Corporation - Regional Groundwater Storage and Recovery Project, San Mateo County - $190,000]

Resolution approving and authorizing the acquisition of one temporary construction easement, one permanent subsurface electrical easement, one permanent subsurface well connection easement, and one subsurface utility water connection easement from Costco Wholesale Corporation, a Washington corporation, for $190,000 to be used by the City and County of San Francisco under the Water System Improvement Program for the access, installation, modification, removal, inspection, maintenance, repair, replacement, periodic scheduled maintenance, emergency repairs, and construction of the project known as the Regional Groundwater Storage and Recovery Project, Project No. CUW30103; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and approving the Agreement for Purchase and Sale of Real Estate and authorizing the Director of Property and/or the San Francisco Public Utilities Commission General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Real Estate Department)

07/24/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150830 [Contract Amendment - HealthRIGHT360 - Fiscal Intermediary Services - $48,066,391]

Resolution authorizing the Department of Public Health to amend its contract with HealthRIGHT360 for fiscal intermediary services to enable services to approximately 30,000 clients in community-based residential care facilities for people with mental illness, for children's mental health wraparound services, and for emergency housing stabilization services; and increasing the total contract amount by $10,711,385 from $37,355,006 for a total contract amount of $48,066,391 for a seven year term of July 1, 2009, through June 30, 2016. (Public Health Department)

08/03/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150831 [Agreement Amendment - Bayview Hunters Point Foundation for Community Improvement, Inc. - Behavioral Health Services - Not to Exceed $46,465,749]

Resolution approving an amendment to the agreement between the Department of Public Health and the Bayview Hunters Point Foundation for Community Improvement, Inc., for behavioral health services, increasing the total contract amount by $17,215,286 for a total contract amount of $46,465,749 for the period of July 1, 2010, through December 31, 2017. (Public Health Department)

08/03/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150832 [Emergency Contracts - Alta Consulting Services, Sierra Detention Systems, and Siemens Industry, Inc.- Security Systems for County Jails Number 1 and 2 - Not to Exceed $1,116,047]

Resolution approving three emergency public work contracts under Administrative Code, Section 6.60, with Alta Consulting Services, Sierra Detention Systems, and Siemens Industry, Inc., to design, repair and upgrade the electronic security system for County Jails Number 1 and 2, with total contract amounts not to exceed $1,116,047. (Public Works)

08/19/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150833 [Consent to Assignment Agreement - MHW Americas, Inc. - Planning and Engineering Services - Proposed Wastewater Enterprise Central Bayside System Improvement Project]

Resolution approving the terms and conditions of the Consent to Assignment Agreement for existing San Francisco Public Utilities Commission (SFPUC) Agreement No. CS-169, for planning and engineering services for the proposed Wastewater Enterprise Central Bayside System Improvement Project with assignee MWH Americas, Inc., and authorizing the SFPUC General Manager to execute a Consent to Assignment Agreement pursuant to Charter, Section 9.118. (Public Utilities Commission)

08/11/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150835 [Settlement of Unlitigated Claim - Synergy Project Management, Inc. - City to Pay $198,979.24]

Resolution approving settlement of the unlitigated claim by Synergy Project Management, Inc., against the City and County of San Francisco for $198,979.24; claim was filed on August 22, 2014. (City Attorney)

08/19/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150836 [Settlement of Unlitigated Claim - Synergy Project Management, Inc. - City to Pay $501,561.80]

Resolution approving settlement of the unlitigated claim by Synergy Project Management, Inc., against the City and County of San Francisco for $501,561.80; claim was filed on August 22, 2014. (City Attorney)

08/19/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150838 [Settlement of Unlitigated Claim - M Squared Construction, Inc. - $38,000]

Resolution approving the settlement of the unlitigated claim filed by M Squared Construction, Inc. against the City and County of San Francisco for $38,000; claim was filed on May 1, 2015. (City Attorney)

08/19/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150852 [Tolling Agreement - California Department of Fish and Wildlife, Office of Spill Prevention and Response - San Mateo Creek Discharges]

Resolution approving a Tolling Agreement to toll the statutes of limitations for the California Department of Fish and Wildlife, Office of Spill Prevention and Response to bring potential claims against the Public Utilities Commission for discharges of chlorinated water into San Mateo Creek. (City Attorney)

08/31/15; RECEIVED FROM DEPARTMENT.

09/08/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:04 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

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MEETING MINUTES - DRAFT

Tuesday, September 15, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:07 p.m. On the call of the roll, all Supervisors were noted present. There was a quorum.

COMMUNICATIONS

There were no communications.

AGENDA CHANGES

There were no agenda changes.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

150901 [Formal Policy Discussions - September 15, 2015]
Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall answer the following eligible question submitted from the Supervisor representing District 3. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Mr. Mayor, As the Supervisor for District 3, one of the top issues that comes up quite frequently is our growing homeless population. What can we do to respond to the increase in homeless individuals in District 3, and what is your plan to tackle this issue citywide? (Supervisor Christensen, District 3)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced question. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendation of the Government Audit and Oversight Committee

150746 [Setting the 2015 Budget and Legislative Analyst Services Audit Plan]

Sponsor: Yee

Motion directing the Budget and Legislative Analyst to conduct a performance audit of City departments' provisions of services to seniors, including funding sources, coordination and duplication of services, and monitor of performance and outcomes.

Motion No. M15-135

APPROVED

Recommendations of the Land Use and Transportation Committee

150270 [Public Works Code - Contractor Parking Plan]

Sponsors: Farrell; Cohen, Wiener, Breed, Christensen, Kim and Tang

Ordinance amending the Public Works Code to require a contractor parking plan as a condition precedent for approval of excavation permits for major work that is 30 consecutive calendar days or longer and specified temporary street space occupancy permits for construction work; adopting fees for review and inspection related to contractor parking plans; and affirming the Planning Department's determination under the California Environmental Quality Act.

FINALLY PASSED

150465 [Planning Code - Accessory Use Entertainment in Specified Western South of Market Districts]

Sponsor: Kim

Ordinance amending the Planning Code to allow accessory use entertainment (with limited live performance permits) in the Western South of Market Mixed Use General and Regional Commercial Districts; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

Recommendation of the Rules Committee

150757 [Administrative Code - Increase Assessor-Recorder Cash Revolving Fund to $650]

Sponsor: Breed

Ordinance amending the Administrative Code to increase the amount of the Assessor-Recorder's cash revolving fund from $300 to $650.

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Transportation Committee

150348 [Planning Code - Inclusionary Housing Requirements for Group Housing, Affordable Designated Unit Requirements in C-3 Districts]

Sponsors: Avalos; Kim, Mar and Campos

Ordinance amending the Planning Code to clarify that the Inclusionary Affordable Housing Program applies to housing projects, as defined, including group housing projects; change certain requirements for group housing projects including eliminating the exemption for group housing projects from certain exposure requirements; allowing a Zoning Administrator partial waiver from the exposure requirements; allowing affordable On-Site Units in group housing projects to be exempt from density calculations in certain circumstances; specifying that On-site Units in group housing projects be priced as 75% of the maximum purchase price for studio units if the bedrooms are less than 350 square feet; and clarify the requirements for Designated Units in certain C-3 districts under Section 124(f) including that they be affordable to households of 120% of AMI for rental and 150% of AMI for ownership and otherwise meet the monitoring and procedures for affordable units under the Inclusionary Affordable Housing Program; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

The versions of File No. 150348 differed between first reading and second reading which were considered by the Board of Supervisors on July 21, 2015, and on July 28, 2015, respectively. As a result, the version finally passed by the Board on July 28, 2015, and signed by the Mayor on August 6, 2015, did not include all the amendments approved by the Board and its committee during the legislative process. The Board of Supervisors reconsidered this matter on second reading on September 8, 2015, where it was amended, thereby passing it on first reading as amended. Therefore, the Board of Supervisors reconsidered this matter on second reading.

Supervisor Campos requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Rules Committee

150643 [Administrative Code - Mandating Data Collection and Reporting of Detentions and Traffic Stops]

Sponsors: Cohen; Avalos, Breed, Yee, Kim, Campos and Mar

Ordinance amending the Administrative Code to require the Police Department and the Sheriff's Department to gather and regularly report data regarding detentions and traffic stops.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

150813 [Administrative Code - Expanding the San Francisco Disaster Recovery Fund]

Sponsors: Mayor; Tang

Ordinance amending the Administrative Code to rename the San Francisco Disaster Recovery Fund as the San Francisco Disaster Recovery and Emergency Response and Recovery Fund, redesignate the fund as a category eight fund, and specify how the City may use the fund.

Privilege of the floor was granted unanimously to Todd Rydstrom, Deputy City Controller, who responded to questions raised throughout the discussion.

Supervisor Yee, seconded by Supervisor Avalos, moved that this Ordinance be AMENDED on Page 3, Lines 4-5, by adding '(e) Exception to Fund Category. All expenditures in excess of $100,000 shall require the approval, by resolution, of the Board of Supervisors.' The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Kim, Yee
Noes: 7 - Breed, Christensen, Cohen, Farrell, Mar, Tang, Wiener

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener
Noes: 3 - Avalos, Campos, Yee

150815 [Setting Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2015-2016]

Sponsor: Mayor

Ordinance levying property taxes at a combined rate of $1.1826 on each $100 valuation of taxable property for the City and County of San Francisco, San Francisco Unified School District, San Francisco Community College District, Bay Area Rapid Transit District, and Bay Area Air Quality Management District and establishing a pass-through rate of $0.0920 per $100 of assessed value for residential tenants pursuant to Administrative Code, Chapter 37, for fiscal year ending June 30, 2016.
(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150823 [Waiver of Banner Fee - Abraham Lincoln High School]

Sponsor: Tang

Ordinance waiving the banner fees under Public Works Code, Section 184.78, for up to twenty-five banners to be placed by Abraham Lincoln High School to publicize its 75th Anniversary Celebration Gala.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar was noted not present at 2:54 p.m.

150510 [Lease Agreement Amendment - Hudson Group (HG) Retail, LLC - Terminal 3 News and Specialty Store - $554,925.98 Minimum Annual Guarantee]

Resolution approving Amendment No. 1 to Terminal 3 News and Specialty Store Lease No. 11-0210 between Hudson Group (HG) Retail, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a reduction in square footage to one concession space; relocation of another concession space; and reduction of the minimum annual guarantee of the rent from $711,000 to $554,925.98 retroactive to July 1, 2015. (Airport Commission)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Absent: 1 - Mar

Supervisor Mar was noted present at 2:55 p.m.

150708 [Accept and Expend Grant - Victim Compensation and Government Claims Board - Compensation for Crime Victims - $2,142,414]

Sponsor: Cohen

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of $2,142,414 from the California Victim Compensation and Government Claims Board for a project entitled "Compensation for Crime Victims" for the period of July 1, 2015, through June 30, 2018.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150718 [Emergency Contract - Kone, Inc. - Elevator Renovation and Upgrade - 170 Otis Street - Not to Exceed $460,160]

Resolution approving an emergency public work contract under Administrative Code, Section 6.60, with Kone, Inc., to renovate and upgrade the elevators at 170 Otis Street in an amount not to exceed $460,160. (Public Works)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150755 [Real Property Lease - Mission Valley Rock, Co. - San Francisco Public Utilities Commission Parcel Nos. 62 and 65 in Sunol, California - Initial Annual Rate $60,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission (SFPUC) to negotiate and execute, on behalf of the City acting through SFPUC, as landlord, a 25-year lease to Mission Valley Rock, Co., as tenant, of approximately 199 acres of SFPUC Parcel Nos. 62 and 65 in Sunol, California for water use and management, aggregate conveyance, overburden and fines placement, and reclamation, for an initial annual rental rate of $60,000, plus 4% annual rent increases. (Public Utilities Commission)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

File Nos. 150780, 150781, 150782, 150783, and 150784 were called together.

150780 [Master Lease Amendment - United States Navy - Treasure Island Land and Structures]

Resolution approving Amendment No. 40 to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year, for the period of December 1, 2015, through November 30, 2016. (Treasure Island Development Authority)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150781 [Master Lease Amendment - United States Navy - Treasure Island South Waterfront]

Resolution approving Amendment No. 31 to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year, for the period of December 1, 2015, through November 30, 2016. (Treasure Island Development Authority)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150782 [Master Lease Amendment - United States Navy - Treasure Island Marina]

Resolution approving Amendment No. 19 to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term for one year, for the period of December 1, 2015, through November 30, 2016. (Treasure Island Development Authority)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150783 [Master Lease Amendment - United States Navy - Treasure Island Childcare]

Resolution approving Amendment No. 11 to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year, for the period of December 1, 2015, through November 30, 2016. (Treasure Island Development Authority)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150784 [Cooperative Agreement Modification - United States Navy - Treasure Island Development Authority]

Resolution approving and authorizing the Treasure Island Development Authority to enter into a modification of the Cooperative Agreement with the United States Navy to extend the term from October 1, 2015, until the earlier of the termination of the Conveyance Agreement executed between the Navy and Authority, or the date that all parcels at the former Naval Station Treasure Island are conveyed. (Treasure Island Development Authority)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150785 [Contract Agreement - State Department of Health Care Services - Substance Use Disorder Services - FYs 2014-2017 - $40,371,901]

Resolution retroactively authorizing the San Francisco Department of Public Health, Behavioral Health Services (DPH-BHS) to enter into an amended multi-year contract for substance use disorder services with the State Department of Health Care Services (DHCS), in the amount of $40,371,901 for the term of July 1, 2014, through June 30, 2017; and authorizing and designating the DPH County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. (Public Health Department)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150797 [Accept and Expend Gifts - Dr. Milka Rols - Laguna Honda Hospital and Rehabilitation Center - $400,000 to Resident Gift Fund - $100,000 to Employee Development Fund for Quality Improvement, Education, and Training]

Sponsor: Yee

Resolution retroactively authorizing the Department of Public Health to accept and expend gifts from Dr. Milka Rols to Laguna Honda Hospital and Rehabilitation Center Resident Gift Fund in the amount of $400,000 for the period of July 1, 2015, through June 30, 2035, and $100,000 to the Development Fund for Quality Improvement, Education, and Training for the period of July 1, 2015, through June 30, 2025.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150802 [Allow the Department of Public Health to Accept and Execute California Department of Transportation Grants - Non-Infrastructure Transportation Projects]

Sponsor: Wiener

Resolution authorizing the Department of Public Health to receive Federal and State Funding for certain Non-Infrastructure Transportation Projects through the California Department of Transportation, and to delegate authorization to execute agreements and any amendments to the Director of the Department of Public Health.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150819 [Accept and Expend Grant-in-Place - Trust for Public Land - Buchanan Street Mall Park Activation - $187,600]

Sponsor: Breed

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a Grant-in-Place from the Trust for Public Land for improvements to Buchanan Street Mall, valued at $187,600 for the period of April 7, 2015, through October 31, 2015.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Farrell, seconded by Supervisor Mar, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Farrell introduced, welcomed, and presented a Certificate of Honor to Kimberley Chambers in recognition of her many accomplishments and the 30-mile swim she made from the Farallon Islands to the San Francisco Bay.

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Yong Soo Lee, a survivor of the Japanese Imperial Army's "Comfort Stations" during World War II, in recognition of her leadership, courage, and many accomplishments as an activist for women's rights and in raising awareness for the "Comfort Women." Supervisor Kim shared in this commendation.

President Breed recognized former Member of the Board of Supervisors Amos Brown who was in attendance during today's meeting.

COMMITTEE REPORT

Recommendation of the Rules Committee

150840 [Reappointment, Entertainment Commission - Bryant Tan]

Sponsor: Mayor

Motion approving/rejecting the Mayor's reappointment of Bryant Tan to the Entertainment Commission, term ending July 1, 2019.

(Charter, Section 4.117, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within sixty days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within sixty days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: August 26, 2015.)

Motion No. M15-136

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Rhabbi Doug Kahn; spoke in support for proposed establishment of a memorial for "Comfort Women."
Paulette Brown; expressed concerns relating to unsolved child homicides and violence in the community.
Ray Hartz; expressed concerns relating to open government and Sunshine Ordinance Task Force hearings. (See additional information submitted on Page __.)
Vladimir; expressed various concerns relating to fascism, evictions, and homelessness.
Sala Chambers; expressed concerns relating to unsolved child homicides and violence in the community.
Kanika Jones; expressed concerns relating to unsolved child homicides and violence in the community.
Christopher Dahl; expressed various concerns justice.
Lillian Sing (Comfort Women Coalition); spoke in support for proposed establishment of a memorial for "Comfort Women."
Judith Mirkinson; spoke in support for proposed establishment of a memorial for "Comfort Women."
John DiDonna; shared in poem certain concerns with the Board.
John Ota (National Coalition for Redress and Reparation); spoke in support for proposed establishment of a memorial for "Comfort Women."
Kathy Masaoka; spoke in support for proposed establishment of a memorial for "Comfort Women."
Seung Ku Kang (Korean American Chamber of Commerce); spoke in support for proposed establishment of a memorial for "Comfort Women."
Michael Wong; spoke in support for proposed establishment of a memorial for "Comfort Women."
Phyllis Kim; spoke in support for proposed establishment of a memorial for "Comfort Women."
Rev. Amos Brown (NAACP); spoke in support for proposed establishment of a memorial for "Comfort Women."
Ken Kang; spoke in support for proposed establishment of a memorial for "Comfort Women."
Joe Thompson; spoke in support for proposed establishment of a memorial for "Comfort Women."
Arthur Scott; spoke in support for proposed establishment of a memorial for "Comfort Women."
Julie Tang (Comfort Women Coalition); spoke in support for proposed establishment of a memorial for "Comfort Women."
Male Speaker; spoke in support for proposed establishment of a memorial for "Comfort Women," and expressed concerns regarding the disappearances in Mexico and unsolved child homicides.
Tom Gilberty; spoke in support for proposed establishment of a memorial for "Comfort Women," and expressed concerns regarding unsolved homicides.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

150896 [Application to Amend San Francisco's Priority Development Area Designation]

Sponsors: Avalos; Campos and Wiener

Resolution reaffirming existing Priority Development Areas and authorizing the Planning Department to apply on behalf of the City and County of San Francisco for amendments to the Priority Development Area Designation by the Association of Bay Area Governments.

ADOPTED

150897 [Artistic Free Speech Day - August 7, 2015]
Sponsor: Farrell
Resolution declaring August 7, 2015, as Artistic Free Speech Day in the City and County of San Francisco.

ADOPTED

150898 [Waiver Permitting City Employees to Assist the Department of Elections with the November 3, 2015, Consolidated Municipal Election]
Sponsor: Breed
Motion granting a waiver from the prohibition imposed by Charter, Section 13.104.5, to permit City employees to assist the Department of Elections with the November 3, 2015, Consolidated Municipal Election.

Motion No. M15-137

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCE

150866 [Planning Code - Landmark Designation - 350 University Street (aka University Mound Old Ladies' Home)]

Ordinance designating 350 University Street (aka University Mound Old Ladies' Home), Assessor's Block No. 5992, Lot No. 001, as a Landmark under San Francisco Planning Code, Article 10; and making environmental findings, public necessity, convenience, and welfare findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

09/03/15; RECEIVED FROM DEPARTMENT.

09/15/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/15/2015.

PROPOSED RESOLUTIONS

150867 [Amended and Restated Memorandum of Understanding - Clipper® Program Governance and Operations]

Resolution approving the Amended and Restated Memorandum of Understanding with the Metropolitan Transportation Commission and other Bay Area transit agencies for the future governance and operation of the Clipper® program through June 30, 2025. (Municipal Transportation Agency)

09/04/15; RECEIVED FROM DEPARTMENT.

09/15/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150868 [Edgewood Center for Children and Families Psychiatric Facility Designation Agreement]

Resolution designating Edgewood Center Children and Families as an Evaluation and Treatment Facility, pursuant to California Welfare and Institutions Code Sections 5150, 5585.50, and 5585.55, for Youth Ages 5 to 17; and authorizing the Director for Behavioral Health Services to enter into a Designation Agreement with said facility. (Public Health Department)

08/31/15; RECEIVED FROM DEPARTMENT.

09/15/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

150869 [Contract Amendment - HealthRIGHT360 - Fiscal Intermediary Services - $106,511,842]

Resolution authorizing the Department of Public Health to amend its contract with HealthRIGHT360 for fiscal intermediary services to enable services to approximately 30,000 clients in community-based residential care facilities for people with mental illness, for children's mental health wraparound services, and for emergency housing stabilization services; and increasing the total contract amount by $69,156,836 from $37,355,006 for a total contract amount of $106,511,842 for a ten year term of July 1, 2009, through June 30, 2019. (Public Health Department)

09/04/15; RECEIVED FROM DEPARTMENT.

09/15/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:18 p.m.

ADDENDUM

The following information is provided by speaker(s), pursuant to Administrative Code, Section 67.16. The content is neither generated by, nor subject to approval or verification of accuracy by, the Clerk of the Board or the Board of Supervisors.

Ray Hartz submitted the following additional information during Public Comment: I don't need to tell the members of this BOS how hard it was to win 24 cases. The public should be made aware of the extreme measures that you have used to sabotage the SOTF. Let's start with the case against your Pres. London Breed. I made a request for public records which the supervisor and her staff knowingly and willfully ignored. Supervisor Breed didn't respond to me, to the SOTF, didn't even send anyone for the hearing! After months her representative, Conor Johnston, appeared only to "piss and moan" about being there. He was dismissive both of me and the Task Force! Didn't give a damn that the Supervisor had violated my rights under the law! I'm nobody special, so, I believe they'd treat any citizen the same way. My opinion would be that Pres. Beed is completely dismissive of the concept of open government, especially concerning herself!

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, September 22, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

SEP 25 2015

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PUBLIC LIBRARY

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

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ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:05 p.m. On the call of the roll, Supervisor Kim was not present. There was a quorum.

COMMUNICATIONS

There were no communications.

AGENDA CHANGES

There were no agenda changes.

Supervisor Kim was noted present at 2:07 p.m.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

150815 [Setting Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2015-2016]

Sponsor: Mayor

Ordinance levying property taxes at a combined rate of $1.1826 on each $100 valuation of taxable property for the City and County of San Francisco, San Francisco Unified School District, San Francisco Community College District, Bay Area Rapid Transit District, and Bay Area Air Quality Management District and establishing a pass-through rate of $0.0920 per $100 of assessed value for residential tenants pursuant to Administrative Code, Chapter 37, for fiscal year ending June 30, 2016.

(Fiscal Impact)

FINALLY PASSED

150823 [Waiver of Banner Fee - Abraham Lincoln High School]

Sponsor: Tang

Ordinance waiving the banner fees under Public Works Code, Section 184.78, for up to twenty-five banners to be placed by Abraham Lincoln High School to publicize its 75th Anniversary Celebration Gala.

FINALLY PASSED

Recommendations of the Rules Committee

150864 [Appointments, Sunshine Ordinance Task Force - Mark Rumold and Eric Eldon]
Motion appointing Mark Rumold (residency requirement waived) and Eric Eldon (residency requirement waived), terms ending April 27, 2016, to the Sunshine Ordinance Task Force. (Rules Committee)

Motion No. M15-138

APPROVED

150865 [Appointment, San Francisco Health Authority - Roland Pickens]
Motion appointing Roland Pickens, term ending January 15, 2018, to the San Francisco Health Authority. (Rules Committee)

Motion No. M15-139

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

150813 [Administrative Code - Expanding the San Francisco Disaster Recovery Fund]
Sponsors: Mayor; Tang and Farrell
Ordinance amending the Administrative Code to rename the San Francisco Disaster Recovery Fund as the San Francisco Disaster Recovery and Emergency Response and Recovery Fund, redesignate the fund as a category eight fund, and specify how the City may use the fund.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:
Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Avalos

Supervisor Campos, seconded by Supervisor Farrell, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

FINALLY PASSED by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener
Noes: 3 - Avalos, Campos, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

150789 [Accept and Expend Grant - FUSE Corps Senior Fellow Grant - Amendment to the Annual Salary Ordinance - $134,632]

Sponsor: Mayor

Ordinance authorizing the Department of Human Resources to accept and expend a grant in the amount of $134,632 from FUSE Corps to prepare students for pathways into careers in Science, Technology, Engineering, and Mathematics; and amending the Annual Salary Ordinance to provide for the addition of one grant-funded Class 0922 Manager I position for the period of September 28, 2015, through September 30, 2016.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150756 [Agreement Amendment - PRWT Services, Inc. - Citation Processing and Support Services - Not to Exceed $62,725,935]

Resolution approving the Fourth Amendment to the Agreement with PRWT Services, Inc., for citation processing and support services to extend the Agreement by one year to October 31, 2016, with an option to extend the Agreement for up to two additional years, and to increase the Agreement by $9,250,494 for a total contract amount not to exceed $62,725,935. (Municipal Transportation Agency)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150826 [Real Property Acquisition - Easements from Costco Wholesale Corporation - Regional Groundwater Storage and Recovery Project, San Mateo County - $190,000]

Resolution approving and authorizing the acquisition of one temporary construction easement, one permanent subsurface electrical easement, one permanent subsurface well connection easement, and one subsurface utility water connection easement from Costco Wholesale Corporation, a Washington corporation, for $190,000 to be used by the City and County of San Francisco under the Water System Improvement Program for the access, installation, modification, removal, inspection, maintenance, repair, replacement, periodic scheduled maintenance, emergency repairs, and construction of the project known as the Regional Groundwater Storage and Recovery Project, Project No. CUW30103; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and approving the Agreement for Purchase and Sale of Real Estate and authorizing the Director of Property and/or the San Francisco Public Utilities Commission General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Real Estate Department)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

150586 [Planning Code, Zoning Map - Rezoning a Portion of Daggett Street to Public Use/Open Space Zoning]

Sponsor: Cohen

Ordinance amending the Planning Code by revising the Zoning Map to rezone a portion of Daggett Street between 16th Street and 7th Street from Urban Mixed Use/68-X Height and Bulk District to Public/Open Space as part of the establishment of Daggett Park; and making findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150644 [Land Transfer, Street Vacation, Gift Acceptance, Encroachment Permit, and Related Actions - Archstone Daggett Place, LLC - Daggett Street Between 16th and 7th Streets]

Sponsor: Cohen

Ordinance approving an agreement with the Port of San Francisco for the City's transfer of Daggett Street between 16th and 7th Streets; summarily vacating the northern portion of the street; authorizing an interdepartmental transfer of the vacation area from Public Works to the Real Estate Division of the Office of the City Administrator for public open space; modifying the official public right-of-way width, changing the official sidewalk width, and changing the official grade on the remaining portion of Daggett Street and portions of 16th and 7th Streets; accepting a gift from Archstone Daggett Place, LLC, for certain open space improvements on the portion of Daggett Street to be vacated and their maintenance; approving a street encroachment permit for the shared public way improvements on the remaining southerly portion of Daggett Street; delegating to the Director of Public Works the authority to accept other required public improvements associated with the adjacent development project; authorizing the Director of Property to execute a license agreement for the maintenance of the vacation area; affirming the Planning Commission's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, for the actions contemplated in this Ordinance.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150646 [Administrative Code - Amendments to Residential Rent Stabilization and Arbitration Ordinance]

Sponsors: Kim, Campos, Mar and Avalos

Ordinance amending the Administrative Code to: 1) prohibit, with certain exceptions, rent increases based on the addition of occupants even where a pre-existing rental agreement or lease permits such an increase; 2) prevent evictions based on the addition of occupants if the landlord has unreasonably refused the tenant's written request, including a refusal based on the amount of occupants allowed by the rental agreement or lease; 3) require landlords, after certain vacancies, to set the new base rent, for the next five years, as the lawful rent in effect at the time of the vacancy; 4) require that there be a substantial violation of a lawful obligation or covenant of tenancy as a basis for the recovery of possession; 5) require a landlord, prior to seeking recovery of possession, to provide tenants an opportunity to cure the unauthorized addition of the tenant's family members to the tenant's unit; 6) require that if a landlord seeks to recover possession based on a nuisance, substantial damage, or substantial interference with comfort, safety or enjoyment, the nuisance, substantial damage, or substantial interference be severe, continuing or recurring in nature; 7) prevent a landlord from seeking recovery of possession solely because the tenant is occupying a unit not authorized for residency; 8) require landlords to state in notices to vacate for certain good cause evictions the lawful rent for the unit at the time the notice is served; 9) require the Rent Board to prepare a form in English, Chinese, Spanish, Vietnamese, Tagalog, and Russian stating that a notice to vacate may lead to a lawsuit to evict and stating that advice regarding notices to vacate is available from the Rent Board; 10) require landlords to attach a copy of the Rent Board form in the primary language of the tenant to each notice to vacate; and 11) require landlords to plead and prove in any action to recover possession that at least one of the grounds of Administrative Code, Section 37.9(a)-(b) stated in the notice to vacate is the dominant motive for recovering possession.

[Supervisor Wiener divided the question, on Page 8, Line 9, through Page 9, Line 19, and dissented in Committee regarding the maximum number of roommates permitted, pursuant to Board Rules of Order, Section 5.30.]

Privilege of the floor was granted unanimously to Delene Wolf, Executive Director (Rent Board), who responded to questions raised throughout the discussion.

Supervisor Wiener requested the question be DIVIDED to consider separately Page 8, Line 9, through Page 9, Line 19, regarding the maximum number of roommates permitted.

The divided question relating to the maximum number of roommates permitted was PASSED ON FIRST READING by the following vote:

Ayes: 7 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar
Noes: 4 - Farrell, Tang, Wiener, Yee

The remaining balance of the Ordinance was PASSED ON FIRST READING AS DIVIDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Upon passage of both the divided portion and the remaining balance of the Ordinance, the Ordinance was moved forward as a whole.

Recommendations of the Rules Committee

150841 [Appointment, Successor Agency Commission (Commonly Known as Commission on Community Investment and Infrastructure) - Leah Pimentel]

Sponsor: Mayor

Motion confirming the Mayor's appointment of Leah Pimentel to the Successor Agency Commission (commonly known as the Commission on Community Investment and Infrastructure), for a term ending November 3, 2016.
(Ordinance No. 215-12, Section 6(b), provides that this member shall be appointed by the Mayor and subject to confirmation by the majority of the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action.)

Motion No. M15-140

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Campos

Supervisor Kim Excused from Voting

Supervisor Yee, seconded by Supervisor Avalos, moved that Supervisor Kim be excused from voting on File No. 150850. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Excused: 1 - Kim

150850 [Appointment, Reentry Council - Supervisor Jane Kim]

Motion appointing Supervisor Jane Kim, term ending June 1, 2016, to the Reentry Council. (Clerk of the Board)

Motion No. M15-141

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Excused: 1 - Kim

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Breed, seconded by Supervisor Yee, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

President Breed introduced, welcomed, and presented a Certificate of Honor to Alicia John-Baptiste of the Municipal Transportation Agency in recognition of her many accomplishments and service with the City and County of San Francisco. Supervisors Avalos, Kim, Wiener, and Cohen shared in the commendation.

Supervisor Yee introduced, welcomed, and presented a Proclamation to Olivia Scanlon, Legislative Aide, Office for District 7, in recognition of her many accomplishments and service with the City and County of San Francisco at the Board of Supervisors, and declaring September 22, 2015, as Olivia Scanlon Day. Supervisors Tang, Farrell, Cohen, and Avalos shared in the commendation.

President Breed acknowledged Reverend Cecil Williams, who was in attendance at today's meeting, on his 86th birthday and lifetime of community service.

COMMITTEE REPORTS

150764 [Urging the Establishment of a Memorial for "Comfort Women"]

Sponsors: Mar; Kim, Cohen, Christensen, Yee, Farrell, Campos and Avalos

Resolution urging the City and County of San Francisco to establish a memorial for "Comfort Women."

Supervisor Mar acknowledged Janice Mirikitani, the 2000 Poet Laureate for the City and County of San Francisco who was in attendance at today's meeting, and read her poem "Firepot."

Supervisor Mar, seconded by Supervisor Kim, moved that this Resolution be AMENDED on Page 1, Lines 4-5, by adding 'and to educate the community about stopping global human trafficking of women and girls'; Page 2, Lines 13-16, by striking 'WHEREAS, Today, human trafficking of women and girls is a form of modern day slavery with 20 million victims worldwide, including an estimated 1.5 million victims in North America alone, forced to perform labor and sexual acts; and human trafficking is a market-driven criminal industry based on the principles of supply and demand, and', Lines 17-19, by adding 'WHEREAS, Today there are an estimated 20.9 million victims of human trafficking globally, of which 55% are women and girls; forced labor and human trafficking worldwide is a $150 billion criminal industry; and', Lines 23-25, by adding 'WHEREAS, Learning about this victimization and teaching about it will help stop the modern epidemic of human trafficking, which occurs in San Francisco and many other countries around the world; and'; and Page 3, Lines 1-3, by adding ', which faced mass incarceration of 120,000 in US 'concentration camps' in WWII and share a history of discrimination with other communities,', Line 9, by adding 'City departments and the San Francisco Unified School District', Lines 9-10, by striking 'the Department on the Status of Women', Lines 11-12, by adding '"comfort women," current day human trafficking and efforts to end violence and abuse of women and girls; and', and Line 22, by adding 'public' after 'creating a'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Resolution urging the City and County of San Francisco to establish a memorial for "Comfort Women" and to educate the community about stopping global human trafficking of women and girls.

Supervisor Wiener, seconded by Supervisor Yee, moved that this Resolution be AMENDED on Page 2, Line 11, by adding 'WHEREAS, victimization of women has occurred in other countries, however, it does not in any way excuse the actions of the Japanese Imperial Army; and'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

President Breed recessed the meeting at 4:28 p.m. and reconvened the meeting at 4:37 p.m.

Upon reconvening, Supervisor Mar was noted not present.

150558 [Liquor License Transfer - 2111 Harrison Street]

Resolution determining that the transfer of a Type 21 off-sale general license from 2887 Bryant Street to 2111 Harrison Street (District 9), to Beth Aboulafia, for Gus's Community Market, LLC, dba Gus's Market, will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Absent: 1 - Mar

Supervisor Mar was noted present at 4:41 p.m.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Ray Hartz; expressed concerns relating to an order of determination by the Sunshine Ordinance Task Force regarding President Breed and open government.
Paulette Brown; expressed concerns relating to unsolved child homicides and violence in the community.
Christopher Dahl; expressed concerns relating to government.
Male Speaker; expressed various religious concerns.
Silvia Johnson; expressed concerns relating to housing and employment.
Tom Gilberty; expressed concerns relating to noise pollution, public comment time limits, Elllis Act evictions, and below market rate housing.
Luis Avalos Nunez (Youth Commission); expressed concerns relating to deportation.
Male Speaker; expressed concerns relating to sexual assaults of women.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

150918 [Approval of a 30-Day Extension for Planning Commission Review of an Ordinance Clarifying/Creating Preferences for Affordable Housing Units (File No. 150622)]

Sponsor: Mayor

Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150622) amending the Administrative Code to clarify existing preferences in allocating City affordable housing units first to Certificate of Preference holders and second to tenants evicted under the Ellis Act, create a third preference for residents in the neighborhood where the affordable housing is located, create additional categories of eligible displaced tenants, and make conforming amendments to provisions of the Administrative and Planning Codes; to affirm the Planning Department's determination under the California Environmental Quality Act; and to make findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

ADOPTED

150919 [Constitution Day and Citizenship Day - September 17]

Sponsor: Tang

Resolution commending the San Francisco Pathways to Citizenship Community Collaborative and recognizing the calendar day of September 17 as Constitution Day and Citizenship Day in the City and County of San Francisco.

ADOPTED

150920 [Approval of 45-Day Extension of Time to Hold a Committee Hearing Regarding Resolution Imposing Interim Zoning Controls in the Transit Center District Plan Area (File No. 150737)]

Sponsor: Kim

Motion extending by 45 days the 50-day period for the Board of Supervisors to hold a committee hearing regarding the proposed resolution (File No. 150737) imposing interim zoning controls in the Transit Center District Plan Area ("Plan Area"), which is bounded by Market Street on the north, Folsom Street on the South, Steuart Street on the east, and between New Montgomery and Third Streets on the west, and in the area bounded by Folsom, Harrison, Essex, and Second Streets, but excluding the planned Rooftop Park between Mission, Howard, Second, and Beale Streets and those portions of the Plan Area included in Zone 1 of the Transbay Redevelopment Plan, which include portions of land bounded by Spear, Mission, Folsom, and Second Streets, to restrict the size and height of new signs within 200 feet of and visible from an existing or planned public park or open space, and to restrict illumination of certain new signs in those areas; and making environmental findings, including findings of consistency with the eight priority policies of Planning Code, Section 101.1.

Motion No. M15-142

APPROVED

150905 [Final Map 8466 - 1650 Broadway Street]

Motion approving Final Map 8466, a 34 residential unit Condominium Project, and 2 lot merger, located at 1650 Broadway Street, being a subdivision of Assessor's Block No. 0570, Lot Nos. 010 and 011, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-143

APPROVED

150906 [Final Map 8308 - 450 Hayes Street]

Motion approving Final Map 8308, a 41 residential unit and 4 commercial unit, mixed-use Condominium Project, located at 450 Hayes Street, being a subdivision of Assessor's Block No. 0808, Lot No. 039, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-144

APPROVED

150907 [Final Map 8480 - 1926-1930 Taylor Street]

Motion approving Final Map 8480, a 3 residential Condominium Project and 2 lot Vertical Subdivision, located at 1926-1930 Taylor Street, being a subdivision of Assessor's Block No. 0100, Lot No. 024, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-145

APPROVED

150908 [Final Map 7784 - 624 Natoma Street]

Motion approving Final Map 7784, a 5 residential unit Condominium Project, located at 624 Natoma Street, being a subdivision of Assessor's Block No. 3727, Lot No. 047, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-146

APPROVED

150909 [Final Map 8158 - 1955-1963 Beach Street]

Motion approving Final Map 8158, a 6 residential unit Condominium Project, located at 1955-1963 Beach Street, being a subdivision of Assessor's Block No. 0441A, Lot No. 001, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-147

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:30 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, September 29, 2015 - 2:00 PM

GOVERNMENT
DOCUMENTS DEPT
OCT - 2 2015
SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Fewer, Haney, Walton	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:08 p.m. On the call of the roll, all Supervisors were noted present. There was a quorum.

COMMUNICATIONS

There were no communications.

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

150789 [Accept and Expend Grant - FUSE Corps Senior Fellow Grant - Amendment to the Annual Salary Ordinance - $134,632]

Sponsors: Mayor; Farrell

Ordinance authorizing the Department of Human Resources to accept and expend a grant in the amount of $134,632 from FUSE Corps to prepare students for pathways into careers in Science, Technology, Engineering, and Mathematics; and amending the Annual Salary Ordinance to provide for the addition of one grant-funded Class 0922 Manager I position for the period of September 28, 2015, through September 30, 2016.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

150825 [Settlement of Lawsuit - Kathie Lustig - $100,000]

Ordinance authorizing settlement of the lawsuit filed by Kathie Lustig against the City and County of San Francisco for $100,000; the lawsuit was filed on June 13, 2014, in San Francisco Superior Court, Case No. CGC 14-539885; entitled Kathie Lustig v. City and County of San Francisco, et al; other material terms of said settlement are Co-Defendant PG&E will reimburse City $50,000 as part of settlement. (City Attorney)

PASSED, ON FIRST READING

150834 [Settlement of Lawsuit - Pacific Gas and Electric Company - City to Receive $1,594,700]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Pacific Gas and Electric Company (PG&E) for $1,594,700; the lawsuit was filed on March 6, 2013, in San Francisco Superior Court, Case No. CGC-13-529310; entitled City and County of San Francisco v. Pacific Gas and Electric Company; other material terms of the settlement are that the City will execute a limited release of claims covered by the litigation and the City and PG&E will each bear its own fees and costs. (City Attorney)

PASSED, ON FIRST READING

150837 [Settlement of Lawsuit - Yoshio Haraguchi - $90,000]

Ordinance authorizing settlement of the lawsuit filed by Yoshio Haraguchi against the City and County of San Francisco for $90,000; the lawsuit was filed on August 15, 2014, in San Francisco Superior Court, Case No. CGC-14-541209; entitled Yoshio Haraguchi v. City and County of San Francisco, et al.; other material terms of said settlement is payment of San Francisco General Hospital lien in the amount of $20,000. (City Attorney)

PASSED, ON FIRST READING

150839 [Settlement of Lawsuit - Thomas Mich - $70,000]

Ordinance authorizing settlement of the lawsuit filed by Thomas Mich against the City and County of San Francisco for $70,000; the lawsuit was filed on November 12, 2014, in San Francisco Superior Court, Case No. CGC 14-542654; entitled Thomas Mich v. City and County of San Francisco, et al.; other material terms of said settlement are Department of Public Health lien of $20,469.30 is waived. (City Attorney)

PASSED, ON FIRST READING

150843 [Settlement of Lawsuit - Granville McCollough - $87,000]

Ordinance authorizing the settlement of the lawsuit filed by Granville McCollough against the City and County of San Francisco for $87,000; the lawsuit was filed on December 11, 2013, in San Francisco Superior Court, Case No. CPF-13-536075, entitled McCollough v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

150844 [Settlement of Lawsuit - Denise Green - $495,000]

Ordinance authorizing settlement of the lawsuit filed by Denise Green against the City and County of San Francisco for $495,000; the lawsuit was filed on March 30, 2009, in the United States District Court for the Northern District of California, Case No. C10-2649; entitled Denise Green v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

150753 [Settlement of Unlitigated Claim - James Neidel, Francisco Alfaro, and Jose Alvarez - $87,515]

Resolution approving the settlement of the unlitigated claim filed by James Neidel, Francisco Alfaro, and Jose Alvarez against the City and County of San Francisco for $87,515; claim was filed on March 6, 2015. (City Attorney)

ADOPTED

150777 [Settlement of Unlitigated Claim - Fireman's Fund - $65,000]

Resolution approving the settlement of the unlitigated claim filed by Fireman's Fund against the City and County of San Francisco for $65,000; claim was filed on March 2, 2015. (City Attorney)

ADOPTED

150778 [Settlement of Unlitigated Claim - Pacific Gas and Electric Company - City to Receive $2,200,000]

Resolution approving settlement of the unlitigated claim in favor of the City and County of San Francisco against Pacific Gas and Electric Company for $2,200,000. (City Attorney)

ADOPTED

150779 [Settlement of Unlitigated Claim - Cecilia Galiena - $60,000]

Resolution approving the settlement of the unlitigated claim filed by Cecilia Galiena against the City and County of San Francisco for $60,000; claim was filed on February 19, 2015. (City Attorney)

ADOPTED

150835 [Settlement of Unlitigated Claim - Synergy Project Management, Inc. - City to Pay $198,979.24]

Resolution approving settlement of the unlitigated claim by Synergy Project Management, Inc., against the City and County of San Francisco for $198,979.24; claim was filed on August 22, 2014. (City Attorney)

ADOPTED

150836 [Settlement of Unlitigated Claim - Synergy Project Management, Inc. - City to Pay $501,561.80]

Resolution approving settlement of the unlitigated claim by Synergy Project Management, Inc., against the City and County of San Francisco for $501,561.80; claim was filed on August 22, 2014. (City Attorney)

ADOPTED

150838 [Settlement of Unlitigated Claim - M Squared Construction, Inc. - $38,000]

Resolution approving the settlement of the unlitigated claim filed by M Squared Construction, Inc. against the City and County of San Francisco for $38,000; claim was filed on May 1, 2015. (City Attorney)

ADOPTED

150852 [Tolling Agreement - California Department of Fish and Wildlife, Office of Spill Prevention and Response - San Mateo Creek Discharges]

Resolution approving a Tolling Agreement to toll the statutes of limitations for the California Department of Fish and Wildlife, Office of Spill Prevention and Response, to bring potential claims against the Public Utilities Commission for discharges of chlorinated water into San Mateo Creek. (City Attorney)

ADOPTED

Recommendations of the Land Use and Transportation Committee

150586 [Planning Code, Zoning Map - Rezoning a Portion of Daggett Street to Public Use/Open Space Zoning]

Sponsor: Cohen

Ordinance amending the Planning Code by revising the Zoning Map to rezone a portion of Daggett Street between 16th Street and 7th Street from Urban Mixed Use/68-X Height and Bulk District to Public/Open Space as part of the establishment of Daggett Park; and making findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

150644 [Land Transfer, Street Vacation, Gift Acceptance, Encroachment Permit, and Related Actions - Archstone Daggett Place, LLC - Daggett Street Between 16th and 7th Streets]

Sponsor: Cohen

Ordinance approving an agreement with the Port of San Francisco for the City's transfer of Daggett Street between 16th and 7th Streets; summarily vacating the northern portion of the street; authorizing an interdepartmental transfer of the vacation area from Public Works to the Real Estate Division of the Office of the City Administrator for public open space; modifying the official public right-of-way width, changing the official sidewalk width, and changing the official grade on the remaining portion of Daggett Street and portions of 16th and 7th Streets; accepting a gift from Archstone Daggett Place, LLC, for certain open space improvements on the portion of Daggett Street to be vacated and their maintenance; approving a street encroachment permit for the shared public way improvements on the remaining southerly portion of Daggett Street; delegating to the Director of Public Works the authority to accept other required public improvements associated with the adjacent development project; authorizing the Director of Property to execute a license agreement for the maintenance of the vacation area; affirming the Planning Commission's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, for the actions contemplated in this Ordinance.

FINALLY PASSED

Recommendation of the Public Safety and Neighborhood Services Committee

150754 [Mental Health Services Act 2014-2017 Innovation Peer Respite Project Plan]

Resolution authorizing adoption of the San Francisco Mental Health Services Act 2014-2017 Innovation Peer Respite Project Plan. (Public Health Department)

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Transportation Committee

150646 [Administrative Code - Amendments to Residential Rent Stabilization and Arbitration Ordinance]

Sponsors: Kim, Campos, Mar and Avalos

Ordinance amending the Administrative Code to: 1) prohibit, with certain exceptions, rent increases based on the addition of occupants even where a pre-existing rental agreement or lease permits such an increase; 2) prevent evictions based on the addition of occupants if the landlord has unreasonably refused the tenant's written request, including a refusal based on the amount of occupants allowed by the rental agreement or lease; 3) require landlords, after certain vacancies, to set the new base rent, for the next five years, as the lawful rent in effect at the time of the vacancy; 4) require that there be a substantial violation of a lawful obligation or covenant of tenancy as a basis for the recovery of possession; 5) require a landlord, prior to seeking recovery of possession, to provide tenants an opportunity to cure the unauthorized addition of the tenant's family members to the tenant's unit; 6) require that if a landlord seeks to recover possession based on a nuisance, substantial damage, or substantial interference with comfort, safety or enjoyment, the nuisance, substantial damage, or substantial interference be severe, continuing or recurring in nature; 7) prevent a landlord from seeking recovery of possession solely because the tenant is occupying a unit not authorized for residency; 8) require landlords to state in notices to vacate for certain good cause evictions the lawful rent for the unit at the time the notice is served; 9) require the Rent Board to prepare a form in English, Chinese, Spanish, Vietnamese, Tagalog, and Russian stating that a notice to vacate may lead to a lawsuit to evict and stating that advice regarding notices to vacate is available from the Rent Board; 10) require landlords to attach a copy of the Rent Board form in the primary language of the tenant to each notice to vacate; and 11) require landlords to plead and prove in any action to recover possession that at least one of the grounds of Administrative Code, Section 37.9(a)-(b) stated in the notice to vacate is the dominant motive for recovering possession.

Supervisor Wiener requested the Ordinance be DUPLICATED.

Supervisor Wiener, seconded by Supervisor Tang, moved that the original Ordinance be AMENDED by striking Page 8, Line 9, through Page 9, Line 19.

Supervisor Wiener, seconded by Supervisor Tang, moved that the duplicate Ordinance be AMENDED by striking all language, except for Page 8, Line 9, through Page 9, Line 19.

Before the roll was called on the two motions to amend the original and duplicate Ordinances, Supervisor Cohen requested these matters be continued to later in the meeting.

These matters were again called for consideration at 2:29 p.m.

Supervisor Wiener moved to withdraw his motions to amend the original Ordinance and amend the duplicate Ordinance. The motion carried without objection.

Supervisor Wiener rescinded his request to duplicate the Ordinance.

Supervisor Wiener requested the question be DIVIDED to consider separately Page 8, Line 9, through Page 9, Line 19, regarding the maximum number of roommates permitted.

The balance of the Ordinance, without the divided portion of the question, was FINALLY PASSED AS DIVIDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The divided portion of the question relating to the maximum number of roommates permitted was FINALLY PASSED by the following vote:

Ayes: 7 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar
Noes: 4 - Farrell, Tang, Wiener, Yee

Upon passage of both the remaining balance of the Ordinance and the divided portion, the Ordinance was finally passed as a whole.

NEW BUSINESS

Recommendations of the Budget and Finance Committee

150794 [Accept and Expend Gift - Estate of Nguey Woo - Police Department - $54,972.09]
Sponsors: Mayor; Farrell
Resolution authorizing the San Francisco Police Department to accept and expend a donation of $54,972.09 pursuant to the order of final distribution of the estate of Nguey Woo.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150833 [Consent to Assignment Agreement - MHW Americas, Inc. - Planning and Engineering Services - Proposed Wastewater Enterprise Central Bayside System Improvement Project]
Resolution approving the terms and conditions of the Consent to Assignment Agreement for existing San Francisco Public Utilities Commission (SFPUC) Agreement No. CS-169, for planning and engineering services for the proposed Wastewater Enterprise Central Bayside System Improvement Project with assignee MWH Americas, Inc., and authorizing the SFPUC General Manager to execute a Consent to Assignment Agreement pursuant to Charter, Section 9.118. (Public Utilities Commission)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150876 [Multifamily Housing Revenue Note - 491-31st Avenue - Not to Exceed $16,227,000]
Sponsors: Mayor; Mar
Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $16,227,000 for the purpose of providing financing for the acquisition and rehabilitation of a 75-unit multifamily rental housing project located at 491-31st Avenue; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150877 [Multifamily Housing Revenue Note - 345 Arguello Boulevard - Not to Exceed $18,047,000]

Sponsors: Mayor; Mar

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $18,047,000 for the purpose of providing financing for the acquisition and rehabilitation of a 69-unit multifamily rental housing project located at 345 Arguello Boulevard; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150878 [Multifamily Housing Revenue Note - 990 Pacific Avenue - Not to Exceed $38,633,000]

Sponsors: Mayor; Christensen

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $38,633,000 for the purpose of providing financing for the acquisition and rehabilitation of a 92-unit multifamily rental housing project located 990 Pacific Avenue; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150879 [Multifamily Housing Revenue Note - 666 Ellis Street - Not to Exceed $22,168,000]

Sponsors: Mayor; Kim

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $22,168,000 for the purpose of providing financing for the acquisition and rehabilitation of a 99-unit multifamily rental housing project located at 666 Ellis Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150880 [Multifamily Housing Revenue Note - 1150 Scott Street (aka Robert B. Pitts) - Not to Exceed $48,768,000]

Sponsors: Mayor; Breed

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $48,768,000 for the purpose of providing financing for the acquisition and rehabilitation of a 201-unit multifamily rental housing project located at 1150 Scott Street (aka Robert B. Pitts); approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150881 [Multifamily Housing Revenue Note - 1880 Pine Street - Not to Exceed $21,475,000]

Sponsors: Mayor; Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $21,475,000 for the purpose of providing financing for the acquisition and rehabilitation of a 113-unit multifamily rental housing project located at 1880 Pine Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150882 [Multifamily Housing Revenue Note - 255 Woodside Avenue - Not to Exceed $30,708,000]

Sponsors: Mayor; Yee

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $30,708,000 for the purpose of providing financing for the acquisition and rehabilitation of a 109-unit multifamily rental housing project located at 255 Woodside Avenue; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150883 [Multifamily Housing Revenue Note - 100 Appleton Street - Not to Exceed $39,843,000]

Sponsors: Mayor; Campos

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $39,843,000 for the purpose of providing financing for the acquisition and rehabilitation of a 118-unit multifamily rental housing project known as Holly Courts located at 100 Appleton Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150884 [Multifamily Housing Revenue Note - 939 and 951 Eddy Street - Not to Exceed $13,265,000]

Sponsors: Mayor; Breed

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $13,265,000 for the purpose of providing financing for the acquisition and rehabilitation of a 62-unit multifamily rental housing project located at 939 and 951 Eddy Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150885 [Multifamily Housing Revenue Note - 1065 Oakdale Avenue/798 Jerrold Avenue (aka Hunters Point East West) - Not to Exceed $69,238,000]

Sponsors: Mayor; Cohen

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $69,238,000 for the purpose of providing financing for the acquisition and rehabilitation of a 213-unit multifamily rental housing project located at 1065 Oakdale Avenue/798 Jerrold Avenue (aka Hunters Point East West); approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150886 [Multifamily Housing Revenue Note - 25 Sanchez Street - Not to Exceed $25,612,000]

Sponsors: Mayor; Wiener

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $25,612,000 for the purpose of providing financing for the acquisition and rehabilitation of a 90-unit multifamily rental housing project located at 25 Sanchez Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150887 [Multifamily Housing Revenue Note - 462 Duboce Avenue - Not to Exceed $19,514,000]

Sponsors: Mayor; Wiener

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $19,514,000 for the purpose of providing financing for the acquisition and rehabilitation of a 42-unit multifamily rental housing project located at 462 Duboce Avenue; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150888 [Multifamily Housing Revenue Note - 430 Turk Street - Not to Exceed $21,770,000]

Sponsors: Mayor; Kim

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $21,770,000 for the purpose of providing financing for the acquisition and rehabilitation of a 89-unit multifamily rental housing project located at 430 Turk Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150889 [Multifamily Housing Revenue Note - 227 Bay Street - Not to Exceed $14,297,000]

Sponsors: Mayor; Christensen

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $14,297,000 for the purpose of providing financing for the acquisition and rehabilitation of a 50-unit multifamily rental housing project located at 227 Bay Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of October 6, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150892 [Multifamily Housing Revenue Bonds - 1035 Folsom Street and 21 Columbia Square Street - Not to Exceed $16,000,000]

Sponsor: Kim

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $16,000,000 for 1035 Folsom Street and 21 Columbia Square Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $16,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150916 [Public Utilities Commission New Clean Renewable Energy Bonds Issuance - Not to Exceed $4,100,000]

Sponsors: Breed; Farrell

Resolution approving the issuance of not to exceed $4,100,000 aggregate principal amount of New Clean Renewable Energy Bonds to be issued by the City and County of San Francisco, acting through the San Francisco Public Utilities Commission; approving the execution and delivery of an Equipment Lease/Purchase Agreement, a Direct Purchase Agreement, and a Filing Agent Agreement; and authorizing related actions, as defined herein.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Government Audit and Oversight Committee

150842 [Settlement of Lawsuit - Mountain Cascade, Inc. - $3,200,000]

Ordinance authorizing settlement of the lawsuit filed by Mountain Cascade, Inc., against the City and County of San Francisco for $3,200,000; the lawsuit was filed on June 11, 2013, in San Mateo County Superior Court, Master File No. CIV 519255, entitled In re: Mountain Cascade Contract Litigation, related to the Public Utilities Commission's construction of the Bay Division Pipeline No. 5 - Peninsula Reaches project. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

150496 [Planning Code - Inclusionary Housing Requirements in the Eastern Neighborhoods]

Sponsor: Kim

Ordinance amending the Planning Code to eliminate the Rental Incentive from the Eastern Neighborhood Urban Mixed Use Districts that permits project sponsors to lower their Inclusionary Affordable Housing requirements and applicable Eastern Neighborhood Public Benefit Fee by agreeing to maintain the units in their market rate development as rental units for 30 years; and affirming the Planning Department's determination under the California Environmental Quality Act, and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150758 [Public Works Code - Public Right-of-Way Occupancy Fee Exemption]

Sponsor: Campos

Ordinance amending the Public Works Code to provide that floodwater management projects that are located within public rights of way, requiring a minor encroachment permit, and funded by San Francisco Public Utilities Commission grant funds, are exempt from payment of public right-of-way occupancy assessment fees.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Mar, seconded by Supervisor Cohen, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to API Legal Outreach and their Executive Director, Dean Ito Taylor, on the occasion of Mr. Taylor's retirement and the 40th Anniversary of API Legal Outreach.

President Breed introduced, welcomed, and presented a Certificate of Honor to Reverend Amos C. Brown, a former member of the Board of Supervisors, in recognition of his many accomplishments towards equality in the City and County of San Francisco and continued community service. Dr. Frederick Haynes, III, the grandson of Frederick Douglas Haines, Sr., and Doris Ward were also recognized. Supervisor Cohen shared in this commendation.

SPECIAL ORDER 3:00 P.M.

President Breed recessed the meeting at 3:48 p.m. and reconvened at 3:48 p.m.

150712 [Public Hearing - Appeal of Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]

Hearing of persons interested in or objecting to the adoption of a Final Negative Declaration under the California Environmental Quality Act for a proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County, issued by the Planning Commission on May 21, 2015, and adopted on June 1, 2015. (Appellant: Joshua N. Levine, on behalf of Solano County Orderly Growth Committee) (Filed June 30, 2015). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Duane Kromm, Solano County Orderly Growth Committee, and Courtney Rae Ross-Tait (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Arthur Feinstein (Sierra Club); Tony Uberia; Barbara Cummins; Male Speaker; David Tam (SPRAWLDEF); Tom Gilberty; Russell Long (Sustainable San Francisco); Peter Turnuf; Steve Zeltram (UPWA); Darryl Washington; Female Speaker; Yee Hue Lam; Andrew Yip; spoke in support of the appeal. Sarah Jones and Paul Maltzer (Planning Department) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Guillermo Rodriguez, Department of the Environment (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. David Pilpel; Barbara Schussman (Perkins Coie); Mark Arsenault (Recology San Francisco); Charley Goss (San Francisco Apartment Association); Doug Bloch (Teamsters Joint Council 7); Larry Daugherty (Teamsters Local 350); Tim Paulson (San Francisco Labor Council); spoke in support of the project and in opposition to the appeal.

Supervisor Mar, seconded by Supervisor Kim, moved to reopen public comment for members of the public who are in support of the appeal. The motion carried without objection.

Genson Yee; Female Speaker; Lisa; Female Speaker; spoke in support of the appeal. Duane Kromm, Solano County Orderly Growth Committee, and Courtney Rae Ross-Tait (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

President Breed recessed the meeting at 4:36 p.m. and reconvened at 4:40 p.m.

150713 [Affirming the Approval of a Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]

Motion affirming the approval by the Planning Commission of a Final Negative Declaration under the California Environmental Quality Act for the proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County. (Clerk of the Board)

Motion No. M15-148

Supervisor Wiener, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150714 [Reversing the Approval of a Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]

Motion reversing the approval by the Planning Commission of a Final Negative Declaration under the California Environmental Quality Act for the proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150715 [Preparation of Findings to Reverse the Approval of a Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission's approval of a Final Negative Declaration under the California Environmental Quality Act for the proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

150854 [Public Hearing - Appeal of Tentative Map - Parkmerced Project]

Hearing of persons interested in or objecting to the decision of Public Works dated August 24, 2015, approving a tentative map for lot and condominium subdivisions at addresses within the Parkmerced Project, Assessor's Block Nos. 7308, 7326, 7330, and 7335; and making environmental findings under the California Environmental Quality Act. (District 7) (Appellant: Stewart M. Flashman, on behalf of the Parkmerced Action Coalition) (Filed September 3, 2015). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Diane Carpio (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Male Speaker; Terence Faulkner; Female Speaker; Glenn Lochs; spoke in support of the appeal. Bruce Stohrs and Paul Malbry (Public Works) provided an overview of the decision of Public Works and responded to questions raised throughout the discussion. Jim Abrams and Seth Mallen (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. Jeanie Scott; Michael Theriault (San Francisco Building Trades); Brook Turner (Coalition for Better Housing); spoke in support of the project and in opposition to the appeal. Diane Carpio (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

150855 [Approving Decision of Public Works and Approving the Tentative Map - Parkmerced Project]

Motion approving decision of Public Works and approving the Tentative Map for lot and condominium subdivisions at addresses within the Parkmerced Project; Assessor's Block Nos. 7308, 7326, 7330, and 7335; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Motion No. M15-149

Supervisor Yee, seconded by Supervisor Christensen, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150856 [Disapproving Decision of Public Works and Disapproving the Tentative Map - Parkmerced Project]

Motion disapproving decision of Public Works and disapproving the Tentative Map for lot and condominium subdivisions at addresses within the Parkmerced Project; Assessor's Block Nos. 7308, 7326, 7330, and 7335. (Clerk of the Board)

Supervisor Yee, seconded by Supervisor Christensen, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150857 [Preparation of Findings Related to the Tentative Map - Parkmerced Project]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for lot and condominium subdivisions at addresses within the Parkmerced Project; Assessor's Block Nos. 7308, 7326, 7330, and 7335. (Clerk of the Board)

Supervisor Yee, seconded by Supervisor Christensen, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

150858 [Public Hearing - Appeal of Tentative Map - 40 Bernal Heights Boulevard]

Hearing of persons interested in or objecting to the decision of Public Works dated August 24, 2015, approving a proposed four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010; and making environmental findings under the California Environmental Quality Act. (District 9) (Appellant: Betsy Brown and Chris Witteman, on behalf of Bernal/Powhattan Neighbors) (Filed September 3, 2015). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers. Public comment on the continuance was closed.

Supervisor Campos, seconded by Supervisor Kim, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of October 20, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The President CONTINUED the Hearing to the Board of Supervisors meeting of October 20, 2015.

150859 [Approving Decision of Public Works and Approving the Tentative Map - 40 Bernal Heights Boulevard]

Motion approving decision of Public Works and approving the Tentative Map for a four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Kim, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 20, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150860 [Disapproving Decision of Public Works and Disapproving the Tentative Map - 40 Bernal Heights Boulevard]

Motion disapproving decision of Public Works and disapproving the Tentative Map for a four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Kim, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 20, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150861 [Preparation of Findings Related to the Tentative Map - 40 Bernal Heights Boulevard]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for a four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Kim, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 20, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Paulette Brown; expressed concerns relating to unsolved child homicides and violence in the community.
Tom Gilberty; expressed concerns regarding affordable housing and implementing rent control citywide.
Kanicah LeMon-Jones; expressed concerns relating to unsolved child homicides and violence in the community.
Female Speaker; expressed concerns relating to unsolved child homicides and violence in the community.
Reverend Arnold Townsend (NAACP); expressed concerns relating to black injustice and unsolved child homicides.
Christopher Dahl; expressed concerns regarding environmental impacts.
Vladimir; expressed various concerns relating to fascism, evictions, and homelessness.
John DiDonna; shared in poem certain concerns with the Board.
Marion Jackson (Officers for Justice); expressed various concerns on issues affecting the black community.
Fred Jordan (San Francisco African American Chamber of Commerce); expressed various concerns on issues affecting the black community.
Mattie Scott (Healing 4 Our Families and Our Nation); expressed concerns on issues affecting the black community and unsolved child homicides.
Carletta Jackson-Lane (Sojourner Truth Foster Family Service Agency); expressed concerns regarding the economic divide and housing.
Richard Dixon (Congress of Racial Equality); expressed concerns relating to black injustice and inner city youth.
Female Speaker; expressed concerns regarding redevelopment and housing issues within the black community.
Preston Turner (Third Baptist Church); expressed concerns regarding affordable housing and black disparity in San Francisco.
Male Speaker; expressed concerns regarding garbage collection and recycling.
Male Speaker; expressed various religious concerns.

Supervisor Mar was noted not present at 6:52 p.m. and for the remainder of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

150950 [Approval of a 60-Day Extension for Planning Commission Review of an Ordinance Amending the Planning Code to Require Conditional Use Authorization for All Residential Mergers (File No. 150494)]

Sponsors: Avalos; Campos

Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150494) amending the Planning Code to require conditional use authorization for all residential mergers and to require compliance with landscaping and permeable surfaces requirements for building additions and residential mergers; affirming the Planning Department's California Environmental Quality Act determination; and making Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Campos requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Absent: 1 - Mar

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

150932 [General Plan - Fifth and Mission Special Use District]

Ordinance amending the General Plan of the City and County of San Francisco by amending Map 1 of the Downtown Plan to reclassify Lot Nos. 005, 006, 008, 009, 012, and 098 in Assessor's Block No. 3725 as C-3-S; amending Map 5 of the Downtown Plan to reclassify the height and bulk limits in accordance with the Fifth and Mission Special Use District and Sectional Map HT001; amending Figures 2, 3, and 4 of the Downtown Plan to refer to the Fifth and Mission Special Use District, Planning Code, Section 249.74; amending Maps 4 and 5 of the Urban Design Element to refer to the Fifth and Mission Special Use District; amending Maps 2, 3, 5, and 7 of the South of Market Area Plan to remove Lot Nos. 005, 006, 008, 009, 012, and 098 in Assessor's Block No. 3725 from the boundaries of the South of Market Area Plan; and adopting findings, including environmental findings, Section 340, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

09/18/15; RECEIVED FROM DEPARTMENT.

09/29/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/29/2015.

150933 [Settlement of Lawsuit - State of Nevada, the Nevada Department of Health and Human Services; Southern Nevada Adult Mental Health Services - City to Receive $400,000]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against State of Nevada, the Nevada Department of Health and Human Services ("DHHS"); Richard Whitley in his official capacity as Director of DHHS; the Southern Nevada Adult Mental Health Services ("SNAMHS"); and Joanne Malay in her official capacity as Hospital Administrator of SNAMHS for $400,000; the lawsuit was filed on September 10, 2013, in San Francisco Superior Court, Case No. CGC-13-534108; entitled City and County of San Francisco v. State of Nevada, the Nevada Department of Health and Human Services ("DHHS"); Richard Whitley in his official capacity as Director of DHHS; the Southern Nevada Adult Mental Health Services ("SNAMHS"); and Joanne Malay in her official capacity as Hospital Administrator of SNAMHS; other material terms of the settlement are contractual obligations limiting Defendants' practices relating to transfer of patients from Defendants psychiatric hospital to any city or county in the State of California. (City Attorney)

09/21/15; RECEIVED FROM DEPARTMENT.

09/29/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

150934 [Settlement of Unliltigated Claim - Hensel Phelps Construction Company - $35,066.75]

Resolution approving the settlement of the unlitigated claim filed by Hensel Phelps Construction Company against the City and County of San Francisco for $35,066.75; the claim was filed on March 13, 2015. (City Attorney)

09/15/15; RECEIVED FROM DEPARTMENT.

09/29/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150935 [Apply for, Accept, and Expend Grant - Board of State and Community Corrections - Mentally Ill Offender Crime Reduction Grant Program - $950,000]

Resolution retroactively authorizing the Sheriff's Department to apply for, accept and expend $950,000 of Mentally Ill Offender Crime Reduction Grant Program funds administered by the Board of State and Community Corrections through the State Recidivism Fund for the period of July 1, 2015, through June 30, 2018. (Sheriff)

09/15/15; RECEIVED FROM DEPARTMENT.

09/29/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150936 [Donation of Obsolete Ambulance to San Francisco Unified School District]

Resolution authorizing the Fire Department to donate an obsolete ambulance to the San Francisco Unified School District's Health Academy at Galileo High School. (Fire Department)

09/17/15; RECEIVED FROM DEPARTMENT.

09/29/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150937 [Donation of Retired Fire Engine to City College of San Francisco]

Resolution authorizing the Fire Department to donate a retired fire engine to the City College of San Francisco Fire Academy Program. (Fire Department)

09/17/15; RECEIVED FROM DEPARTMENT.

09/29/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150938 [Agreement - State Board of Equalization - Implementation of Local Prepaid Mobile Telephony Services Collection Act]

Resolution authorizing the Treasurer to execute an agreement with the State Board of Equalization for implementation of the Local Prepaid Mobile Telephony Services Collection Act, for a term to commence following Board approval, through expiration of the Act. (Treasurer-Tax Collector)

09/21/15; RECEIVED FROM DEPARTMENT.

09/29/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:59 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, October 6, 2015 - 2:00 PM

GOVERNMENT
DOCUMENTS DEPT

OCT - 9 2015

SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Fewer, Haney, Walton	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:04 p.m. On the call of the roll, Supervisor Kim was not present. There was a quorum.

COMMUNICATIONS

There were no communications.

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

150825 [Settlement of Lawsuit - Kathie Lustig - $100,000]

Ordinance authorizing settlement of the lawsuit filed by Kathie Lustig against the City and County of San Francisco for $100,000; the lawsuit was filed on June 13, 2014, in San Francisco Superior Court, Case No. CGC 14-539885; entitled Kathie Lustig v. City and County of San Francisco, et al; other material terms of said settlement are Co-Defendant PG&E will reimburse City $50,000 as part of settlement. (City Attorney)

FINALLY PASSED

150834 [Settlement of Lawsuit - Pacific Gas and Electric Company - City to Receive $1,594,700]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Pacific Gas and Electric Company (PG&E) for $1,594,700; the lawsuit was filed on March 6, 2013, in San Francisco Superior Court, Case No. CGC-13-529310; entitled City and County of San Francisco v. Pacific Gas and Electric Company; other material terms of the settlement are that the City will execute a limited release of claims covered by the litigation and the City and PG&E will each bear its own fees and costs. (City Attorney)

FINALLY PASSED

150837 [Settlement of Lawsuit - Yoshio Haraguchi - $90,000]

Ordinance authorizing settlement of the lawsuit filed by Yoshio Haraguchi against the City and County of San Francisco for $90,000; the lawsuit was filed on August 15, 2014, in San Francisco Superior Court, Case No. CGC-14-541209; entitled Yoshio Haraguchi v. City and County of San Francisco, et al.; other material terms of said settlement is payment of San Francisco General Hospital lien in the amount of $20,000. (City Attorney)

FINALLY PASSED

150839 [Settlement of Lawsuit - Thomas Mich - $70,000]

Ordinance authorizing settlement of the lawsuit filed by Thomas Mich against the City and County of San Francisco for $70,000; the lawsuit was filed on November 12, 2014, in San Francisco Superior Court, Case No. CGC 14-542654; entitled Thomas Mich v. City and County of San Francisco, et al.; other material terms of said settlement are Department of Public Health lien of $20,469.30 is waived. (City Attorney)

FINALLY PASSED

150842 [Settlement of Lawsuit - Mountain Cascade, Inc. - $3,200,000]

Ordinance authorizing settlement of the lawsuit filed by Mountain Cascade, Inc., against the City and County of San Francisco for $3,200,000; the lawsuit was filed on June 11, 2013, in San Mateo County Superior Court, Master File No. CIV 519255, entitled In re: Mountain Cascade Contract Litigation, related to the Public Utilities Commission's construction of the Bay Division Pipeline No. 5 - Peninsula Reaches project. (City Attorney)

FINALLY PASSED

150843 [Settlement of Lawsuit - Granville McCollough - $87,000]

Ordinance authorizing the settlement of the lawsuit filed by Granville McCollough against the City and County of San Francisco for $87,000; the lawsuit was filed on December 11, 2013, in San Francisco Superior Court, Case No. CPF-13-536075, entitled McCollough v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED

150844 [Settlement of Lawsuit - Denise Green - $495,000]

Ordinance authorizing settlement of the lawsuit filed by Denise Green against the City and County of San Francisco for $495,000; the lawsuit was filed on March 30, 2009, in the United States District Court for the Northern District of California, Case No. C10-2649; entitled Denise Green v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee

150496 [Planning Code - Inclusionary Housing Requirements in the Eastern Neighborhoods]

Sponsor: Kim

Ordinance amending the Planning Code to eliminate the Rental Incentive from the Eastern Neighborhood Urban Mixed Use Districts that permits project sponsors to lower their Inclusionary Affordable Housing requirements and applicable Eastern Neighborhood Public Benefit Fee by agreeing to maintain the units in their market rate development as rental units for 30 years; and affirming the Planning Department's determination under the California Environmental Quality Act, and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

150758 [Public Works Code - Public Right-of-Way Occupancy Fee Exemption]

Sponsor: Campos

Ordinance amending the Public Works Code to provide that floodwater management projects that are located within public rights of way, requiring a minor encroachment permit, and funded by San Francisco Public Utilities Commission grant funds, are exempt from payment of public right-of-way occupancy assessment fees.

FINALLY PASSED

Recommendations of the Rules Committee

150863 [Appointments, Pedestrian Safety Advisory Committee - Rebecca Hogue, Morgan Fitzgibbons, and Sonja Caldwell Kos]

Motion appointing Rebecca Hogue, Morgan Fitzgibbons, and Sonja Caldwell Kos, terms ending March 28, 2017, to the Pedestrian Safety Advisory Committee. (Rules Committee)

Motion No. M15-150

APPROVED

150928 [Appointment, Park, Recreation and Open Space Advisory Committee - Nicholas Belloni]

Motion appointing Nicholas Belloni, term ending February 1, 2017, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Motion No. M15-151

APPROVED

150929 [Appointments, Assessment Appeals Board No. 1 - Joseph Tham, Mark Watts, and Scott Spertzel]

Motion appointing Joseph Tham, Mark Watts, and Scott Spertzel, terms ending September 3, 2018, to the Assessment Appeals Board No. 1. (Rules Committee)

Motion No. M15-152

APPROVED

150930 [Appointments, Assessment Appeals Board No. 2 - Louisa Mendoza, Daniel Hershkowitz, Joyce Lewis, and Angela Cheung]

Motion appointing Louisa Mendoza, Daniel Hershkowitz, Joyce Lewis, and Angela Cheung, terms ending September 3, 2018, to the Assessment Appeals Board No. 2. (Rules Committee)

Motion No. M15-153

APPROVED

150931 [Appointments, Graffiti Advisory Board - John Austin, Darcy Brown, Dee Dee Workman, Daniel Kling, and Rebecca Delgado Rottman]

Motion appointing John Austin, Darcy Brown, Dee Dee Workman, Daniel Kling, and Rebecca Delgado Rottman, term ending April 10, 2017, to the Graffiti Advisory Board. (Rules Committee)

Motion No. M15-154

APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Yee, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Supervisor Kim was noted present at 2:07 p.m.

Recommendations of the Budget and Finance Committee

150876 [Multifamily Housing Revenue Note - 491-31st Avenue - Not to Exceed $16,227,000]

Sponsors: Mayor; Mar and Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $16,227,000 for the purpose of providing financing for the acquisition and rehabilitation of a 75-unit multifamily rental housing project located at 491-31st Avenue; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150877 [Multifamily Housing Revenue Note - 345 Arguello Boulevard - Not to Exceed $18,047,000]

Sponsors: Mayor; Mar and Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $18,047,000 for the purpose of providing financing for the acquisition and rehabilitation of a 69-unit multifamily rental housing project located at 345 Arguello Boulevard; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150878 [Multifamily Housing Revenue Note - 990 Pacific Avenue - Not to Exceed $38,633,000]

Sponsors: Mayor; Christensen and Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $38,633,000 for the purpose of providing financing for the acquisition and rehabilitation of a 92-unit multifamily rental housing project located 990 Pacific Avenue; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150879 [Multifamily Housing Revenue Note - 666 Ellis Street - Not to Exceed $22,168,000]

Sponsors: Mayor; Kim and Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $22,168,000 for the purpose of providing financing for the acquisition and rehabilitation of a 99-unit multifamily rental housing project located at 666 Ellis Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150880 [Multifamily Housing Revenue Note - 1150 Scott Street (aka Robert B. Pitts) - Not to Exceed $48,768,000]

Sponsors: Mayor; Breed and Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $48,768,000 for the purpose of providing financing for the acquisition and rehabilitation of a 201-unit multifamily rental housing project located at 1150 Scott Street (aka Robert B. Pitts); approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150881 [Multifamily Housing Revenue Note - 1880 Pine Street - Not to Exceed $21,475,000]

Sponsors: Mayor; Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $21,475,000 for the purpose of providing financing for the acquisition and rehabilitation of a 113-unit multifamily rental housing project located at 1880 Pine Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150882 [Multifamily Housing Revenue Note - 255 Woodside Avenue - Not to Exceed $30,708,000]

Sponsors: Mayor; Yee and Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $30,708,000 for the purpose of providing financing for the acquisition and rehabilitation of a 109-unit multifamily rental housing project located at 255 Woodside Avenue; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150883 [Multifamily Housing Revenue Note - 100 Appleton Street - Not to Exceed $39,843,000]

Sponsors: Mayor; Campos and Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $39,843,000 for the purpose of providing financing for the acquisition and rehabilitation of a 118-unit multifamily rental housing project known as Holly Courts located at 100 Appleton Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150884 [Multifamily Housing Revenue Note - 939 and 951 Eddy Street - Not to Exceed $13,265,000]

Sponsors: Mayor; Breed and Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $13,265,000 for the purpose of providing financing for the acquisition and rehabilitation of a 62-unit multifamily rental housing project located at 939 and 951 Eddy Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150885 [Multifamily Housing Revenue Note - 1065 Oakdale Avenue/798 Jerrold Avenue (aka Hunters Point East West) - Not to Exceed $69,238,000]

Sponsors: Mayor; Cohen and Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $69,238,000 for the purpose of providing financing for the acquisition and rehabilitation of a 213-unit multifamily rental housing project located at 1065 Oakdale Avenue/798 Jerrold Avenue (aka Hunters Point East West); approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150886 [Multifamily Housing Revenue Note - 25 Sanchez Street - Not to Exceed $25,612,000]

Sponsors: Mayor; Wiener and Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $25,612,000 for the purpose of providing financing for the acquisition and rehabilitation of a 90-unit multifamily rental housing project located at 25 Sanchez Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150887 [Multifamily Housing Revenue Note - 462 Duboce Avenue - Not to Exceed $19,514,000]

Sponsors: Mayor; Wiener and Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $19,514,000 for the purpose of providing financing for the acquisition and rehabilitation of a 42-unit multifamily rental housing project located at 462 Duboce Avenue; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150888 [Multifamily Housing Revenue Note - 430 Turk Street - Not to Exceed $21,770,000]

Sponsors: Mayor; Kim and Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $21,770,000 for the purpose of providing financing for the acquisition and rehabilitation of a 89-unit multifamily rental housing project located at 430 Turk Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150889 [Multifamily Housing Revenue Note - 227 Bay Street - Not to Exceed $14,297,000]
Sponsors: Mayor; Christensen and Farrell
Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed $14,297,000 for the purpose of providing financing for the acquisition and rehabilitation of a 50-unit multifamily rental housing project located at 227 Bay Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

150820 [Real Property Lease Amendment - PROXYdevelopment, LLC - Northeast Corner of Octavia Boulevard and Fell Street - Initial Monthly Rent of $5,573.67]
Sponsor: Breed
Resolution approving a Second Amendment to Lease between the City and County of San Francisco and PROXYdevelopment, LLC, for property located at the northeast corner of Octavia Boulevard and Fell Street, commonly known as a portion of Assessor's Block No. 0817, Lot No. 33 (aka Parcel L), to extend the lease term through January 31, 2021, and revise the monthly base rent to $5,573.67 effective November 1, 2015.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150890 [Termination Agreement - Lease Disposition and Development Agreement - Friends of the Geneva Office Building and Powerhouse]
Sponsor: Avalos
Resolution approving and authorizing termination of the Lease Disposition and Development Agreement for the rehabilitation and lease of the Geneva Office Building and Powerhouse with the Friends of the Geneva Office Building and Powerhouse, and authorizing the General Manager of the Recreation and Park Department, or his/her designee, to execute a termination agreement. (Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150893 [Accept and Expend Grant - Centers for Disease Control and Prevention - Medical Monitoring Project - $524,488]

Sponsor: Wiener

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of $524,488 from Centers for Disease Control and Prevention to participate in a program, entitled Medical Monitoring Project, for the period of June 1, 2015, through May 31, 2016.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150894 [Grant Application - Centers for Disease Control - Comprehensive HIV Prevention Programs Application - $6,216,641]

Sponsor: Wiener

Resolution authorizing the Department of Public Health to submit a one-year application for calendar year 2016 to continue to receive funding for the Comprehensive HIV Prevention Programs grant from the Centers for Disease Control and Prevention, requesting $6,216,641 in HIV prevention funding for San Francisco from January 1, 2016, through December 31, 2016.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150915 [Accept and Expend Grant - Board of State and Community Corrections - Evidence-Based Practices Training Grant - $17,370]

Sponsor: Mayor

Resolution retroactively authorizing the Juvenile Probation Department to accept and expend a grant in the amount of $17,370 from the Board of State and Community Corrections for Evidence-Based Practices training, for the term of May 1, 2015, to June 30, 2016.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150917 [Accept Gift - Salesforce.com, Inc. - District Attorney's Crime Strategies Unit - $37,800]

Sponsor: Farrell

Resolution retroactively authorizing the Office of the District Attorney to accept a gift of a one-year software subscription service valued at $37,800 from Salesforce.com, Inc., for the period of July 14, 2015, through July 13, 2016.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Land Use and Transportation Committee

150776 [Freeway Operations and Maintenance Agreement - State of California - Bus Rapid Transit Facilities on State Route 101/Van Ness Avenue]

Resolution approving a Freeway Operations and Maintenance Agreement with the State of California apportioning maintenance responsibilities for Highway 101/Van Ness Avenue, and authorizing the Director of Public Works to execute said Agreement on behalf of the City. (Public Works)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Wiener, seconded by Supervisor Mar, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Wiener introduced, welcomed, and presented a Certificate of Honor to Barbara Taylor on the occasion of her retirement from KCBS and in recognition of her many journalistic achievements.

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Joshua Sheridan Fouts, on behalf of Bioneers, in recognition of their 26th Annual National Bioneers Conference and the Bioneers Beach Art Kickoff at Ocean Beach.

Supervisor Kim presented a posthumous Certificate of Honor for Mike Reigle in celebration of his life and in recognition of his many accomplishments. Alix Rosenthal and a female speaker, friends of Mr. Reigle, shared in the commendation.

SPECIAL ORDER 3:00 P.M.

141018 [Public Hearing - Appeal of Tentative Map - 639 Peralta Avenue]

Hearing of persons interested in or objecting to the decision of Public Works, dated September 18, 2014, approving a Tentative Map for a 2-Unit New Construction Condominium Project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (District 9) (Appellant: Alexander M. Weyand, on behalf of William H. Bradley) (Filed September 29, 2014). (Clerk of the Board)

Supervisor Campos made opening remarks and proposed a continuance to December 1, 2015. The President inquired as to whether any member of the public wished to address the Board relating to the proposed continuance. There were no speakers. The President declared public comment on the continuance closed.

Supervisor Campos, seconded by Supervisor Farrell, moved that this Hearing be CONTINUED OPEN to the Board of Supervisors meeting of December 1, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The President CONTINUED the Hearing open to December 1, 2015.

141019 [Approving Decision of Public Works and Approving the Tentative Parcel Map - 639 Peralta Avenue]

Motion approving decision of Public Works and approving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Farrell, moved that this Motion be CONTINUED to the Board of Supervisors meeting of December 1, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

141020 [Disapproving Decision of Public Works and Disapproving the Tentative Parcel Map - 639 Peralta Avenue]

Motion disapproving decision of Public Works and disapproving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Farrell, moved that this Motion be CONTINUED to the Board of Supervisors meeting of December 1, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

141021 [Preparation of Findings Related to the Tentative Parcel Map - 639 Peralta Avenue]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Farrell, moved that this Motion be CONTINUED to the Board of Supervisors meeting of December 1, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMITTEE REPORTS

150605 [Board Response - Civil Grand Jury - CleanPowerSF At Long Last]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2014-2015 Civil Grand Jury Report, entitled "CleanPower At Long Last;" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Clerk of the Board)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150607 [Board Response - Civil Grand Jury - San Francisco's City Construction Program: It Needs Work]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2014-2015 Civil Grand Jury Report, entitled "San Francisco's City Construction Program: It Needs Work;" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Clerk of the Board)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150872 [Administrative Code - Updating Job Classifications and Bargaining Units]

Sponsor: Mayor

Ordinance amending the Administrative Code to reflect changes in job classifications and bargaining units.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Andrew Yip; shared in song certain concerns with the Board.
Christopher Dahl; expressed various concerns relating to symbolism and air pollution.
Male Speaker; expressed concerns relating to affordable housing and the Midtown Park Apartment rent increases.
Paulette Brown; expressed concerns relating to unsolved child homicides and violence in the community.
Male Speaker; expressed concerns relating to affordable housing and the Midtown Park Apartment rent increases.
Male Speaker; expressed concerns relating to affordable housing and the Midtown Park Apartment rent increases.
Female Speaker; expressed concerns relating to affordable housing and the Midtown Park Apartment rent increases.
Richard Stoke; expressed concerns relating to affordable housing and the Midtown Park Apartment rent increases.
Female Speaker; expressed concerns relating to affordable housing and the Midtown Park Apartment rent increases.
Juanita Clay; expressed concerns relating to affordable housing and the Midtown Park Apartment rent increases.
Sylvia Johnson; expressed concerns relating to affordable housing and homelessness.
Vladimir; expressed various concerns relating to fascism, evictions, and homelessness.
Otto Duffy; expressed concerns relating to long term problems within the City.
Tom Gilberty; expressed various concerns relating to air pollution and affordable housing.
Deborah Benedict; shared the loss of her service animal and expressed concerns relating to speeding and traffic calming.
Male Speaker; expressed various religious concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

150977 [Approval of a 120-Day Extension for Planning Commission Review of New Restaurants and Bars in the North Beach Special Use District (File No. 150816)]

Sponsor: Christensen

Resolution extending by 120 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150816) amending the Planning Code to allow a restaurant or bar in the North Beach Special Use District, with conditional use authorization, to occupy a space currently or last occupied by a limited restaurant; affirming the Planning Department's determination under the California Environmental Quality Act; and making Planning Code, Section 302, findings, and making findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1.

ADOPTED

150979 [Approval of a 90-Day Extension for Planning Commission Review of an Ordinance to Re-Define Formula Retail to Include Subsidiaries (File No. 150731)]

Sponsor: Mar

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150731) amending the Planning Code to revise the definition of formula retail to include subsidiaries or affiliates of formula retail meeting certain criteria; affirming the Planning Department's determination under the California Environmental Quality Act; making Planning Code, Section 302, findings; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

ADOPTED

150982 [Mike Reigle Day - October 12, 2015]

Sponsor: Kim

Resolution declaring October 12, 2015, as Mike Reigle Day in the City and County of San Francisco.

ADOPTED

150968 [Zoning - Report on Interim Prohibition on Commercial Mergers in the Proposed Calle 24 Special Use District]

Motion adopting the Planning Department's report on the interim zoning prohibition on commercial storefront mergers of greater than 799 gross square feet in the proposed Calle 24 Special Use District, which generally includes all lots bounded by 22nd Street, Potrero Avenue, Cesar Chavez Street, Capp Street, and both sides of 24th Street from Capp Street to Bartlett Street, as well as certain additional adjacent lots. (Clerk of the Board)

Motion No. M15-155

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Kim requested that File No. 150978 be severed so that it may be considered separately.

150978 [Supporting Planned Parenthood]

Sponsors: Kim, Campos, Christensen, Tang, Mar, Avalos, Wiener, Yee and Cohen

Resolution supporting Planned Parenthood, urging the United States Congress to continue funding reproductive and health care services nationwide, and prioritizing approval of funding to support the continued operation of the San Francisco Health Center in the event of federal de-funding.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Wiener requested that File No. 150980 be severed so that it may be considered separately.

150980 [Approval of a 90-Day Extension for Planning Commission Review of Four Ordinances Restricting Accessory Dwelling Units (File Nos. 150810, 150811, 150585, and 150365)]

Sponsors: Wiener; Christensen

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on Ordinances (File Nos. 150810 and 150811) amending the Planning Code to prohibit Accessory Dwelling Units (ADU) from being used as a Short Term Rental and from being approved for construction in buildings where a tenant has been evicted under the Ellis Act within ten years prior to filing the application; and on Ordinances (File Nos. 150585 and 150365) that would prohibit a subdivision allowing an ADU to be separately sold or financed; amending the Administrative Code to correct section references; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code Section 101.1; and directing the Clerk of the Board of Supervisors to send a copy of the ordinances to the California Department of Housing and Community Development after adoption.

Supervisor Wiener, seconded by Supervisor Yee, moved that this Resolution be AMENDED on Page 2, Line 22, by striking 'January 4, 2016' and adding 'February 4, 2016'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCE

150952 [Settlement of Lawsuit - AIG Property Casualty Company - $70,000]

Ordinance authorizing settlement of the lawsuit filed by AIG Property Casualty Company against the City and County of San Francisco for $70,000; the lawsuit was filed on December 9, 2014, in San Francisco Superior Court, Case No. CGC-14-543126; entitled AIG Property Casualty Company v. City and County of San Francisco, et al. (City Attorney)

09/23/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

150953 [Interconnection Agreement - Port of Oakland - Davis Electric Transmission Substation - Delivery of Electricity to Treasure Island and Yerba Buena Island - Maximum Cost of $8,000,000]

Resolution authorizing the General Manager of the Public Utilities Commission and the Treasure Island Director to enter into a long-term interconnection agreement with the Port of Oakland for the use of the Davis Electric Transmission Substation to serve Treasure Island and Yerba Buena Island for a term of 20 years to commence following Board approval, with a guaranteed maximum cost of $8,000,000. (Treasure Island Development Authority)

09/21/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150954 [Lease Amendment - Tastes on the Fly San Francisco, LLC - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Gourmet Market and Wine Bar Lease with Tastes on the Fly San Francisco, LLC, to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

09/25/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150955 [Lease Amendment - Tastes on the Fly San Francisco, LLC - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Sit Down Restaurant Lease with Tastes on The Fly San Francisco, LLC, to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

09/25/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150956 [Lease Amendment - Books, Inc. - Airport Concession Lease]

Resolution approving Amendment No.1 of the Terminal 2 Book Store Lease with Books, Inc., to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

09/25/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150957 [Lease Amendment - Gotham Enterprises, LLC - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Coffee & Bakery Facilities Lease with Gotham Enterprises, LLC, to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

09/25/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150958 [Lease Amendment - Sankaku, Inc. - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Quick Serve Lease with Sankaku, Inc., to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

09/25/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150959 [Lease Amendment - Andale Management Group - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Quick Serve Lease with Andale Management Group, Inc., to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

09/25/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150960 [Lease Amendment - BJ Annex, LLC - Airport Concession Lease]
Resolution approving Amendment No. 1 of the Terminal 2 Quick Serve Lease with BJ Annex, LLC, to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

09/25/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150961 [Lease Amendment - HBF Soto JV, LCC - Airport Concession Lease]
Resolution approving Amendment No. 1 of the Terminal 2 Quick Serve Lease with HBF Soto JV, LLC, to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

09/25/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150962 [Lease Amendment - HBF Soto JV, LCC - Airport Concession Lease]
Resolution approving Amendment No. 1 of the Terminal 2 Cocktail Lounge Lease with HBF Soto JV, LLC, to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

09/25/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150963 [Lease Amendment - Edge 1 Cellular, L.P. - Airport Concession Lease]
Resolution approving Amendment No. 1 of the Terminals 2 and 3 Electronics and Technology Lease with Edge 1 Cellular, L.P., to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

09/25/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150964 [Lease Amendment - Xpresspa S.F. International, LLC - Airport Concession Lease]
Resolution approving Amendment No. 1 of the Terminals 2 and 3 Spa Lease with Xpresspa S.F. International, LLC., to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

09/25/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150965 [Lease Amendment - Host International, Inc. - Airport Concession Lease]
Resolution approving Amendment No. 1 of the Terminal 2 Newsstands, Coffee and Specialty Stores Lease with Host International, Inc., to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

09/25/15; RECEIVED FROM DEPARTMENT.

10/06/15, RECEIVED AND ASSIGNED to Budget and Finance Committee.

150966 [License Amendment - 1250 Jones Street - Clay-Jones Apartment Owner's Association - Department of Emergency Management - $160,435 Total Rent in the First Year]

Resolution authorizing a License Amendment which extends the original license for ten years beyond the current license expiration of January 31, 2019, to January 31, 2029, for antenna and related space at 1250 Jones Street, with the Clay-Jones Apartment Owner's Association, a California corporation, at $11,286.25 monthly; which amount shall increase annually on each February 1 beginning in 2016, plus a one time fee of $25,000 for $162,974.41 total rent in the first year for the period estimated to be November 1, 2015, through October 31, 2016. (Real Estate Department)

09/28/15; RECEIVED FROM DEPARTMENT.

10/06/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 3:57 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, October 20, 2015 - 2:00 PM

GOVERNMENT
DOCUMENTS DEPT

OCT 23 2015

SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Fewer, Haney, Walton	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

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ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of September 8, 2015, or September 15, 2015. There were no corrections.

Supervisor Cohen, seconded by Supervisor Farrell, moved to approve the Board Meeting Minutes of September 8, 2015, and September 15, 2015. The motion carried by the following vote, following general public comment:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

AGENDA CHANGES

There were no agenda changes.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

151028 [Formal Policy Discussions - October 20, 2015]

Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall answer the following eligible question submitted from the Supervisor representing District 10. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Mr. Mayor, do black lives matter, or do all lives matter? (Supervisor Cohen, District 10)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced question. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendation of the Government Audit and Oversight Committee

150872 [Administrative Code - Updating Job Classifications and Bargaining Units]
Sponsor: Mayor
Ordinance amending the Administrative Code to reflect changes in job classifications and bargaining units.

FINALLY PASSED

Recommendation of the Rules Committee

150983 [Appointments, Immigrant Rights Commission - Edward Lee, Andrei Romanenko, Mario Paz, Celine Kennelly, Felix Fuentes, Melba Maldonado, and Toye Moses]
Motion appointing Edward Lee, term ending June 6, 2016, and Andrei Romanenko, Mario Paz (residency requirement waived), Celine Kennelly, Felix Fuentes, Melba Maldonado (residency requirement waived), and Toye Moses, terms ending June 6, 2017, to the Immigrant Rights Commission. (Rules Committee)

Motion No. M15-156

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Budget and Finance Committee

151000 [Appropriation - Wastewater Enterprise General Reserve - Claims Settlements and Related Expenses as a Result of December 2014 Rain Storms - $5,000,000 - FY2015-2016]

Sponsor: Mayor

Ordinance appropriating $5,000,000 from Wastewater Enterprise designated for general reserve in the Public Utilities Commission Wastewater Enterprise to pay the claims settlements, legal expenses, and related costs due to the extraordinary expenses incurred as a result of the December 2014 rain storms in FY2015-2016.
(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150831 [Agreement Amendment - Bayview Hunters Point Foundation for Community Improvement, Inc. - Behavioral Health Services - Not to Exceed $41,649,706]

Resolution approving an amendment to the agreement between the Department of Public Health and the Bayview Hunters Point Foundation for Community Improvement, Inc., for behavioral health services, increasing the total contract amount by $12,399,243 for a total contract amount of $41,649,706 for the period of July 1, 2010, through December 31, 2017. (Public Health Department)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150832 [Emergency Contracts - Alta Consulting Services, Sierra Detention Systems, and Siemens Industry, Inc. - Security Systems for County Jails Number 1 and 2 - Not to Exceed $1,116,047]

Resolution approving three emergency public work contracts under Administrative Code, Section 6.60, with Alta Consulting Services, Sierra Detention Systems, and Siemens Industry, Inc., to design, repair and upgrade the electronic security system for County Jails Number 1 and 2, with total contract amounts not to exceed $1,116,047. (Public Works)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150867 [Amended and Restated Memorandum of Understanding - Clipper® Program Governance and Operations]

Resolution approving the Amended and Restated Memorandum of Understanding with the Metropolitan Transportation Commission and other Bay Area transit agencies for the future governance and operation of the Clipper® program through June 30, 2025. (Municipal Transportation Agency)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150895 [Real Property Lease - Twin Peaks Petroleum, Inc. - 598 Portola Drive - $100,913 Per Year Base Rent]

Sponsor: Yee

Resolution authorizing the lease of real property located at 598 Portola Drive with Twin Peaks Petroleum, Inc., a California corporation, doing business as Twin Peaks Auto Care, successor-in-interest to Michael Gharib, for an initial five-year term at a base rent of $100,913 per year, to commence upon approval by the Board of Supervisors and Mayor, in their respective sole and absolute discretion.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150945 [Apply for Grants - 2015 Emergency Preparedness Grants]

Sponsor: Mayor

Resolution authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco any actions necessary for the purpose of obtaining State and Federal financial assistance under various grant programs, including: the FY2015 Urban Areas Security Initiative Grant, the FY2015 State Homeland Security Grant Program, the FY2015 Emergency Management Performance Grant, and the 2015 Local Government Oil Spill Contingency Plan Grant Program.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150949 [Accept and Expend Grant - Solano County Water Agency - San Francisco Public Utilities Commission High-Efficiency Toilet Incentive Programs - $123,042]

Sponsor: Christensen

Resolution authorizing the San Francisco Public Utilities Commission (SFPUC) General Manager to accept an additional award of up to $123,042 through the SFPUC's Memorandum of Understanding with the Solano County Water Agency for implementation of a regional water conservation program, funded in part by grant funds from the California Department of Water Resources, for a total award of up to $986,042.
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150976 [California Enterprise Development Authority Issuance of Tax-Exempt Bonds - Mission Resource Center, LLC - Not to Exceed $7,000,000]

Sponsor: Campos

Resolution approving in accordance with Internal Revenue Code of 1986, as amended, Section 147(f) thereof, the issuance of tax-exempt Bonds by the California Enterprise Development Authority in an aggregate principal amount not to exceed $7,000,000 to finance and refinance various capital facilities owned by Mission Resource Center, LLC, and determining other matters in connection therewith.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Government Audit and Oversight Committee

File Nos. 150796 and 150948 were called together.

150796 [Confirming Support for the Sanctuary City and Due Process for All Ordinance and Urging the Sheriff to Immediately Rescind His Department-Wide Memorandum of March 13, 2015]

Sponsor: Farrell

Resolution confirming the Board of Supervisors' support for the Sanctuary City and Due Process for All Ordinance; and urging the Sheriff to immediately rescind his department-wide memorandum of March 13, 2015, regarding immigration and custom enforcement procedures, contact, and communication.

Supervisor Cohen, seconded by Supervisor Avalos, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 6 - Avalos, Campos, Cohen, Kim, Mar, Yee
Noes: 5 - Breed, Christensen, Farrell, Tang, Wiener

150818 [Reaffirming Approval of the CleanPowerSF Updated Implementation Plan]

Sponsors: Mayor; Breed and Mar

Resolution reaffirming approval of the CleanPowerSF Updated 2015 Implementation Plan and Statement of Intent for a community choice aggregation program, including modifications consistent with the 2015 Implementation Plan.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Referred Without Recommendation from the Government Audit and Oversight Committee

150948 [Resolution Urging the Rejection of Priority Enforcement Program]

Sponsors: Campos; Avalos and Mar

Resolution opposing the scapegoating of immigrants and urging the rejection of the deportation-focused Priority Enforcement Program.
(Supervisor Yee dissented in committee.)

Supervisor Breed, seconded by Supervisor Christensen, moved that this Resolution be AMENDED on Page 2, Lines 17-19, adding 'except as allowed in Administrative Code, Sections 12I.3 or 12H.2-1,' after 'Enforcement Program,', by striking 'which', and adding 'because PEP'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Land Use and Transportation Committee

150871 [Planning Code - Technical Amendments and Corrections]

Sponsor: Mayor

Ordinance amending the Planning Code to correct errors, reenact previously-existing language that was repealed in error as part of the Article 2 Reorganization Ordinance, update the Code, and make nonsubstantive language revisions to simplify and clarify text; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Rules Committee

150913 [Administrative Code - Extension of the Public Utilities Revenue Bond Oversight Committee]

Sponsor: Farrell

Ordinance amending Administrative Code, Section 5A.36(a), to extend the sunset date of the Public Utilities Revenue Bond Oversight Committee, for an additional three years, to January 1, 2019.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Kim, seconded by Supervisor Yee, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Sergeant Patrick Kwan of the San Francisco Police Department, Tenderloin Station, in recognition of his heroic actions to save the life of a cyclist who was hit by a car in Golden Gate Park while he was off-duty. Captain Teresa Ewins, Commander of the Tenderloin Station, and Police Commissioner Victor Hwang shared in the commendation.

Supervisor Yee presented a Proclamation declaring October 20, 2015, Jumpstart Day in San Francisco in recognition of Jumpstart's commitment to early education and grade-level literacy in San Francisco and nationwide. Naila Bolus, President & CEO, Jennifer Curran, Deputy Director, and Atalaya Sergi, Regional Vice President, accepted the proclamation on behalf of Jumpstart.

SPECIAL ORDER 3:00 P.M.

150858 [Public Hearing - Appeal of Tentative Map - 40 Bernal Heights Boulevard]

Hearing of persons interested in or objecting to the decision of Public Works dated August 24, 2015, approving a proposed four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010; and making environmental findings under the California Environmental Quality Act. (District 9) (Appellant: Betsy Brown and Chris Witteman, on behalf of Bernal/Powhattan Neighbors) (Filed September 3, 2015). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance. There were no speakers.

Supervisor Campos, seconded by Supervisor Tang, moved that this Hearing be CONTINUED OPEN to the Board of Supervisors meeting of December 1, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The President CONTINUED the Hearing open to December 1, 2015.

150859 [Approving Decision of Public Works and Approving the Tentative Map - 40 Bernal Heights Boulevard]

Motion approving decision of Public Works and approving the Tentative Map for a four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Tang, moved that this Motion be CONTINUED to the Board of Supervisors meeting of December 1, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150860 [Disapproving Decision of Public Works and Disapproving the Tentative Map - 40 Bernal Heights Boulevard]

Motion disapproving decision of Public Works and disapproving the Tentative Map for a four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Tang, moved that this Motion be CONTINUED to the Board of Supervisors meeting of December 1, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150861 [Preparation of Findings Related to the Tentative Map - 40 Bernal Heights Boulevard]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for a four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Tang, moved that this Motion be CONTINUED to the Board of Supervisors meeting of December 1, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMITTEE REPORTS

Supervisor Yee was noted not present at 3:35 p.m.

150609 [Board Response - Civil Grand Jury - Unfinished Business: A Continuity Report on the 2011-12 Report, Déjà Vu All Over Again]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2014-2015 Civil Grand Jury Report, entitled "Unfinished Business: A Continuity Report on the 2011-12 Report, Déjà Vu All Over Again;" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Clerk of the Board)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener
Absent: 1 - Yee

Supervisor Yee was noted present at 3:38 p.m.

File Nos. 150845 and 150846 were called together.

150845 [General Plan Amendment - 302 Silver Avenue - Urban Design Element Map 5]
Sponsor: Avalos

Ordinance amending the General Plan by revising Map 5 of the Urban Design Element to change the bulk designation shown on the Map for 302 Silver Avenue, Assessor's Block No. 5952, Lot No. 002; adopting and making findings regarding the Mitigated Negative Declaration prepared in compliance with the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

A partial roll call vote was taken. President Breed, without objection, suspended the roll call vote within the provisions of Board Rule 5.23 (Vote Explanation) to allow further discussion.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150846 [Planning Code, Zoning Map - Creating the Jewish Home of San Francisco Special Use District, 302 Silver Avenue]
Sponsor: Avalos

Ordinance amending the Planning Code and Zoning Map to create the Jewish Home of San Francisco Special Use District located at 302 Silver Avenue, Assessor's Block No. 5952, Lot No. 002; to allow an increase in height within portions of the Special Use District; and adopting findings, including environmental findings about the negative declaration and mitigation monitoring and reporting plan, Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

A partial roll call vote was taken. President Breed, without objection, suspended the roll call vote within the provisions of Board Rule 5.23 (Vote Explanation) to allow further discussion.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Male Speaker; shared concerns relating to law enforcement and immigrant discrimination.
Christopher Dahl; shared concerns relating to carbon pollution.
Michael Brown; shared concerns relating to the gentrification of the African-American community
Vicki Hoover; shared her appreciation of the legislation on public desert park monuments.
Iris Merrious; shared concerns relating to lack of senior services and evictions.
Vladimir; shared various concerns.
Malaika Costello-Dougherty; shared concerns relating to tenant harassment.
Roxanne Alco; spoke in support of the Resolution denouncing the Dominican Republic for its treatment of Dominicans of Haitian descent.
Female Speaker; spoke in support of the Resolution denouncing the Dominican Republic for its treatment of Dominicans of Haitian descent.
Corley Penny; spoke in support of the Resolution denouncing the Dominican Republic for its treatment of Dominicans of Haitian descent.
Nan Kalmosha; spoke in support of the Resolution denouncing the Dominican Republic for its treatment of Dominicans of Haitian descent.
Male Speaker; shared concerns relating to evictions.
Female Speaker; shared concerns relating to the gentrification of the African-American community.
Female Speaker; shared concerns relating to funding to improve the Bayview neighborhood.
Female Speaker; shared concerns relating to affordable housing.
Richard Dixon; shared concerns relating to affordable housing.
Ranema Calloway; shared concerns relating to the gentrification of the African-American community.
Male Speaker; shared concerns relating to the gentrification of the African-American community.
Male Youth Speaker; shared concerns relating to the gentrification of the African-American community.
Paulette Brown; expressed concerns relating to human services and solving child homicides and violence in the community.
Tom Gilberty; shared concerns relating to the democratic process, the upcoming election, and affordable housing.
Raymond Whitley; shared concerns relating to affordable housing.
Male Speaker; expressed various religious concerns.
David Lee; shared concerns relating to affordable housing.
Male Speaker; shared concerns relating to racism.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

151026 [Final Map 8786 - 100 Channel Street - Mission Bay Block 1 Phase 3]

Motion approving Phase 3 Final Map No. 8786, for a hotel development project located at 100 Channel Street, Assessor's Block No. 8715, Lot No. 8; and adopting findings pursuant to the General Plan, the eight priority policies of Planning Code, Section 101.1, and the Mission Bay South Redevelopment Plan, Plan Amendments, and Plan Documents. (Public Works)

Motion No. M15-157

APPROVED

151027 [Final Map 7890 - 601-605 Baker Street]

Motion approving Final Map 7890, a 6 residential unit and 2 commercial unit, mixed-use Condominium Project, located at 601-605 Baker Street, being a subdivision of Assessor's Block No. 1177, Lot No. 010; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-158

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

150985 [Settlement of Lawsuit - John Russo Industrial Sheetmetal, Inc., dba JRI, Inc. - $2,100,000]

Ordinance authorizing settlement of the lawsuit filed by John Russo Industrial Sheetmetal, Inc., a California corporation, dba JRI, Inc. ("JRI") against the City and County of San Francisco for $2,100,000 and other material terms; the lawsuit was filed on June 17, 2010, in Alameda County Superior Court Case No. HG10520625, entitled JRI, Inc. v. City and County of San Francisco, et al., related to the contract for the manufacture and delivery of two Aircraft Rescue Fire Fighting vehicles for use at San Francisco International Airport ("Airport"); other material terms of said settlement include that the City will convert the prior termination of JRI's contract for default to a termination for convenience; for five years, JRI will not bid on any Airport contracts, including as a subcontractor, or challenge any Airport procurements; and the parties mutually release all claims relating to the contract or the lawsuit. (City Attorney)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150986 [Settlement of Lawsuit - Appropriation - Zenaida Alejandrino - $209,506.50]

Ordinance authorizing settlement of the lawsuit filed by Zenaida Alejandrino against the City and County of San Francisco for $209,506.50; the lawsuit was filed on May 22, 2014, in San Francisco Superior Court, and removed and filed in United States District Court, Northern District of California, Case No. CV 14-2866 JSC; entitled Zenaida Alejandrino v. City and County of San Francisco; and appropriating San Francisco Public Utilities Commission funds for payment of the settlement amount. (City Attorney)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

151020 [Amending Ordinance No. 89-10 - Water Revenue Bond Issuance and Sale - Public Utilities Commission - Not to Exceed $1,737,724,038]

Ordinance amending Ordinance No. 89-10, to authorize the San Francisco Public Utilities Commission to enter into one or more State of California State Water Resources Control Board Installment Sale Agreements and Grants in an aggregate principal amount not to exceed the previously authorized amount of $1,737,724,038 to finance, among other projects, the costs of the San Francisco Westside Recycled Water Project pursuant to the Charter, including Proposition E, an amendment to the Charter enacted by the voters on November 5, 2002; and ratifying previous actions taken in connection therewith. (Public Utilities Commission)

10/09/15; RECEIVED FROM DEPARTMENT.

10/20/15; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 11/19/2015.

151021 [Settlement of Lawsuit - Cal State Constructors, Inc. - $500,000]

Ordinance authorizing settlement of the lawsuit filed by Cal State Constructors, Inc. ("Cal State") against the City and County of San Francisco for $500,000; the lawsuit was filed on November 25, 2014, in the Superior Court of California, County of San Francisco, Case No. CGC-14-542910; entitled Cal State Constructors, Inc. v. City and County of San Francisco; other material terms of said settlement are that the City reserves all rights to pursue claims against Cal State for, and Cal State shall retain responsibility for, latent defects; all extant express and implied warranties under the contract shall remain in full force and effect; Cal State will defend, indemnify, and hold the City harmless from all subcontractor claims; the City and Cal State will execute a mutual release; and the City and Cal State will each bear its own fees and costs. (City Attorney)

10/08/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

151022 [Settlement of Lawsuit - Neal Schon, Michaele Schon, and N & M Productions, Inc. - $290,000]

Ordinance authorizing settlement of the lawsuit filed by Neal Schon, Michaele Schon, and N & M Productions, Inc., against the City and County of San Francisco for $290,000; the lawsuit was filed on February 6, 2015, in United States District Court for the Northern District of California, Case No. CV-15-00581; entitled Neal Schon, Michaele Schon, and N & M Productions, Inc. v. City and County of San Francisco, Philip Ginsburg in his Individual and Official Capacity, Dana Ketcham in her Individual Capacity, and Diane Rea in her Individual Capacity; other material terms of said settlement are waiver of San Francisco Municipal Transportation Agency (SFMTA) Invoice (#EF14-063) in the amount of $1,139.04. (City Attorney)

10/08/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

150987 [Airport Commission Capital Plan Bonds - Up to $243,000,000 - Airport Commission Special Facility Bonds - $225,000,000 - Airport Hotel Financing]

Resolution approving the issuance of up to $243,000,000 aggregate principal amount of San Francisco Airport Commission Capital Plan Bonds and $225,000,000 aggregate principal amount of San Francisco Airport Commission Special Facility Bonds to finance a hotel at San Francisco International Airport; authorizing the execution and delivery of certain agreements related to such Bonds; and approving certain related matters. (Airport Commission)

09/28/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150988 [Airport Hotel Management Agreement, Cash Management and Lockbox Agreement - Hyatt Corporation - On-Airport Hotel at San Francisco International Airport - Not to Exceed $19,945,420]

Resolution approving the award of a Hotel Management Agreement and a Cash Management and Lockbox Agreement to Hyatt Corporation for a term of ten years to commence following opening of the hotel, with compensation not to exceed $19,945,420 relating to an on-Airport hotel at the San Francisco International Airport; approving the forms of the agreements and authorizing the execution and delivery thereof; approving certain related matters, as defined herein; and adopting environmental findings. (Airport Commission)

09/28/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151023 [Office Lease - United States Drug Enforcement Administration - $431,763.60 Annually]

Resolution retroactively approving Lease No. GS-09P-LCA03384 with the United States Government for office space to be occupied by the United States Drug Enforcement Administration at Terminal 3 of the San Francisco International Airport, for a five-year term to commence on October 1, 2015, for a fixed annual lease amount of $431,763.60. (Airport Commission)

10/01/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151024 [Contract Modification - T3 East, a Joint Venture - Construction Management Services - Airport Terminal 3 Improvement Projects - Not to Exceed $11,794,000]

Resolution approving the sixth modification to Airport Contract 9048.9, Construction Management Services for the Airport Terminal 3 Improvement Projects between T3 East, a Joint Venture, and the City and County of San Francisco, acting by and through its Airport Commission, for a new total not-to-exceed amount of $11,794,000 with a new end date of November 11, 2016, pursuant to Charter, Section 9.118(b); and authorizing the Airport Director to negotiate and execute, with Airport Commission approval, further modifications for a total amount not to exceed $12,115,000 and a term end date no later than February 1, 2017. (Airport Commission)

10/01/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151025 [2011 Lease and Use Agreement - Compañia Panameña de Aviación, S.A. - Estimated Rent of $839,573.74]

Resolution approving the terms of 2011 Lease and Use Agreement No. L15-0166 between Compañia Panameña de Aviación, S.A., and the City and County of San Francisco, acting by and through its Airport Commission, with an estimated rent of $839,573.74 for Exclusive Use Space, plus Joint Use Space Rent and Landing Fees, for the lease term to commence following Board approval through June 30, 2021. (Airport Commission)

10/01/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151029 [Contract Amendment - A Better Way, Inc. - Behavioral Health Services - Not to Exceed $14,115,308]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with A Better Way, Inc., to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1 2010, through December 31, 2017, with a corresponding increase of $4,132,394 for a total amount not to exceed $14,115,308. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151030 [Contract Amendment - Alternative Family Services - Behavioral Health Services - Not to Exceed $18,732,139]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Alternative Family Services to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $7,674,939 for a total amount not to exceed $18,732,139. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151031 [Contract Amendment - Baker Places - Behavioral Health Services - Not to Exceed $85,427,374]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Baker Places to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $15,981,652 for a total amount not to exceed $85,427,374. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151032 [Contract Amendment - Central City Hospitality House - Behavioral Health Services - Not to Exceed $19,560,013]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Central City Hospitality House to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $3,636,566 for a total amount not to exceed $19,560,013. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151033 [Contract Amendment - Community Awareness and Treatment Services - Behavioral Health Services - Not to Exceed $42,153,376]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with Community Awareness and Treatment Services to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $6,454,201 for a total amount not to exceed $42,153,376. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151034 [Contract Amendment - Conard House - Behavioral Health Services - Not to Exceed $54,059,977]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with Conard House to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $16,867,780 for a total amount not to exceed $54,059,977. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151035 [Contract Amendment - Edgewood Center for Children and Families - Behavioral Health Services - Not to Exceed $56,234,585]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with Edgewood Center for Children and Families to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $19,276,057 for a total amount not to exceed $56,234,585. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151036 [Contract Amendment - Family Service Agency of San Francisco - Behavioral Health Services - Not to Exceed $60,460,049]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Family Service Agency of San Francisco to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $14,976,909 for a total amount not to exceed $60,460,049. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151037 [Contract Amendment - HealthRIGHT360 - Jail Psychiatric Services - Behavioral Health Services - Not to Exceed $26,930,843]

Resolution approving amendment number three to the Department of Public Health contract for behavioral health services with HealthRIGHT360 to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $8,459,436 for a total amount not to exceed $26,930,843. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151038 [Contract Amendment - HealthRIGHT360 - Behavioral Health Services - Not to Exceed $91,525,506]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with HealthRIGHT360 to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $26,963,103 for a total amount not to exceed $91,525,506. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151039 [Contract Amendment - Hyde Street Community Services - Behavioral Health Services - Not to Exceed $23,130,619]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Hyde Street Community Services to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $5,968,409 for a total amount not to exceed $23,130,619. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151040 [Contract Amendment - Instituto Familiar de la Raza - Behavioral Health Services - Not to Exceed $26,136,910]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with Instituto Familiar de la Raza to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $11,917,749 for a total amount not to exceed $23,136,910. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151041 [Contract Amendment - Larkin Street Youth Services - Behavioral Health Services - Not to Exceed $11,802,629]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Larkin Street Youth Services to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $1,871,834 for a total amount not to exceed $11,802,629. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151042 [Contract Amendment - Oakes Children's Center - Behavioral Health Services - Not to Exceed $13,646,536]

Resolution approving amendment number three to the Department of Public Health contract for behavioral health services with Oakes Children's Center to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $4,370,003 for a total amount not to exceed $13,646,536. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151043 [Contract Amendment - Progress Foundation - Behavioral Health Services - Not to Exceed $120,991,077]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with the Progress Foundationto extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $28,972,744 for a total amount not to exceed $120,991,077. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151044 [Contract Amendment - Regents of the University of California San Francisco - Citywide Case Management - Behavioral Health Services - Not to Exceed $34,343,322]

Resolution approving amendment number three to the Department of Public Health contract for behavioral health services with The Regents of the University of California San Francisco, for citywide case management, to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $9,367,197 for a total amount not to exceed $32,343,322. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151045 [Contract Amendment - Regents of the University of California San Francisco - Infant Parent Program - Behavioral Health Services - Not to Exceed $12,316,517]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with The Regents of the University of California San Francisco, for the infant parent program, to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $3,010,777 for a total amount not to exceed $12,316,517. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151046 [Contract Amendment - Regents of the University of California San Francisco - Single Point of Responsibility - Behavioral Health Services - Not to Exceed $54,546,510]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with The Regents of the University of California San Francisco, for the single point of responsibility program, to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $22,521,671 for a total amount not to exceed $54,546,510. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151047 [Contract Amendment - Richmond Area Multi-Services, Inc. (RAMS - Children) - Behavioral Health Services - Not to Exceed $29,625,564]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with Richmond Area Multi-Services, Inc. (RAMS - Children) to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $9,721,109 for a total amount not to exceed $29,625,561. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151048 [Contract Amendment - Richmond Area Multi-Services, Inc. (RAMS - Adult) - Behavioral Health Services - Not to Exceed $33,591,586]

Resolution approving amendment number three to the Department of Public Health contract for behavioral health services with Richmond Area Multi-Services, Inc. (RAMS - Adult) to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $10,989,524 for a total amount not to exceed $33,591,586. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151049 [Contract Amendment - Seneca Center - Behavioral Health Services - Not to Exceed $69,630,181]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with Seneca Center to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $6,134,854 for a total amount not to exceed $69,630,181. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151050 [Contract Amendment - Westside Community Mental Health Center - Behavioral Health Services - Not to Exceed $56,424,486]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Westside Community Mental Health Center to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $12,741,326 for a total amount not to exceed $56,424,486. (Public Health Department)

10/05/15; RECEIVED FROM DEPARTMENT.

10/20/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:56 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, October 27, 2015 - 2:00 PM

GOVERNMENT
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Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Fewer, Haney, Walton	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:06p.m. On the call of the roll, Supervisors Avalos and Mar were not present. There was a quorum.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of communications from Supervisor Eric Mar, dated October 21, 2015, and Supervisor John Avalos, dated October 26, 2015, informing the Board of their absences and requesting to be excused from today's meeting.

Supervisors Avalos and Mar Excused from Attendance

Supervisor Campos, seconded by Supervisor Farrell, moved that Supervisors Avalos and Mar be excused from attending today's meeting. The motion carried by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

APPROVAL OF MEETING MINUTES

Supervisor Christensen, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of September 22, 2015. The motion carried by the following vote, following general public comment:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

151000 [Appropriation - Wastewater Enterprise General Reserve - Claims Settlements and Related Expenses as a Result of December 2014 Rain Storms - $5,000,000 - FY2015-2016]

Sponsor: Mayor

Ordinance appropriating $5,000,000 from Wastewater Enterprise designated for general reserve in the Public Utilities Commission Wastewater Enterprise to pay the claims settlements, legal expenses, and related costs due to the extraordinary expenses incurred as a result of the December 2014 rain storms in FY2015-2016.
(Fiscal Impact)

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

150933 [Settlement of Lawsuit - State of Nevada, the Nevada Department of Health and Human Services; Southern Nevada Adult Mental Health Services - City to Receive $400,000]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against State of Nevada, the Nevada Department of Health and Human Services ("DHHS"); Richard Whitley in his official capacity as Director of DHHS; the Southern Nevada Adult Mental Health Services ("SNAMHS"); and Joanne Malay in her official capacity as Hospital Administrator of SNAMHS for $400,000; the lawsuit was filed on September 10, 2013, in San Francisco Superior Court, Case No. CGC-13-534108; entitled City and County of San Francisco v. State of Nevada, the Nevada Department of Health and Human Services ("DHHS"); Richard Whitley in his official capacity as Director of DHHS; the Southern Nevada Adult Mental Health Services ("SNAMHS"); and Joanne Malay in her official capacity as Hospital Administrator of SNAMHS; other material terms of the settlement are contractual obligations limiting Defendants' practices relating to transfer of patients from Defendants psychiatric hospital to any city or county in the State of California. (City Attorney)

PASSED ON FIRST READING

150952 [Settlement of Lawsuit - AIG Property Casualty Company - $70,000]

Ordinance authorizing settlement of the lawsuit filed by AIG Property Casualty Company against the City and County of San Francisco for $70,000; the lawsuit was filed on December 9, 2014, in San Francisco Superior Court, Case No. CGC-14-543126; entitled AIG Property Casualty Company v. City and County of San Francisco, et al. (City Attorney)

PASSED ON FIRST READING

150934 [Settlement of Unliltigated Claim - Hensel Phelps Construction Company - $35,066.75]

Resolution approving the settlement of the unlitigated claim filed by Hensel Phelps Construction Company against the City and County of San Francisco for $35,066.75; the claim was filed on March 13, 2015. (City Attorney)

ADOPTED

Recommendations of the Land Use and Transportation Committee

150845 [General Plan Amendment - 302 Silver Avenue - Urban Design Element Map 5]

Sponsor: Avalos

Ordinance amending the General Plan by revising Map 5 of the Urban Design Element to change the bulk designation shown on the Map for 302 Silver Avenue, Assessor's Block No. 5952, Lot No. 002; adopting and making findings regarding the Mitigated Negative Declaration prepared in compliance with the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

150846 [Planning Code, Zoning Map - Creating the Jewish Home of San Francisco Special Use District, 302 Silver Avenue]

Sponsor: Avalos

Ordinance amending the Planning Code and Zoning Map to create the Jewish Home of San Francisco Special Use District located at 302 Silver Avenue, Assessor's Block No. 5952, Lot No. 002; to allow an increase in height within portions of the Special Use District; and adopting findings, including environmental findings about the negative declaration and mitigation monitoring and reporting plan, Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

150871 [Planning Code - Technical Amendments and Corrections]

Sponsor: Mayor

Ordinance amending the Planning Code to correct errors, reenact previously-existing language that was repealed in error as part of the Article 2 Reorganization Ordinance, update the Code, and make nonsubstantive language revisions to simplify and clarify text; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

Recommendation of the Rules Committee

150913 [Administrative Code - Extension of the Public Utilities Revenue Bond Oversight Committee]

Sponsor: Farrell

Ordinance amending Administrative Code, Section 5A.36(a), to extend the sunset date of the Public Utilities Revenue Bond Oversight Committee, for an additional three years, to January 1, 2019.

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Budget and Finance Committee

150912 [Police Code - Monitoring Requirements for Firearms and Ammunition Transactions]

Sponsor: Farrell

Ordinance amending the Police Code to require firearms dealers to install, maintain, and operate video surveillance equipment and to transmit records of all ammunition sales to the Police Department.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

150970 [Appropriation and De-Appropriation - $25,692,151 Consisting of $20,819,204.36 in Fund Balance, $665,000 in Cosco Busan Settlement Proceeds and $4,207,946.64 in Surplus Project Expenditures to the Port Commission - FY2015-2016]

Sponsors: Mayor; Farrell

Ordinance appropriating $25,692,151 consisting of $20,819,204.36 in fund balance, $665,000 in Cosco Busan settlement proceeds, and de-appropriating $4,207,946.64 from surplus capital project expenditures to the Port Commission to support the completion of the Port Commission's ten year capital plan in FY2015-2016.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

150971 [De-Appropriation and Appropriation - Bond Issuance Costs from San Francisco Taxable General Obligation Bonds - Seismic Safety Loan Program - $3,461,129 - FY2015-2016]

Sponsors: Mayor; Farrell

Ordinance de-appropriating and appropriating $3,461,129 of City and County of San Francisco Taxable General Obligation Bonds, Series 2015A, for the Seismic Safety Loan Program in the Mayor's Office of Housing and Community Development in FY2015-2016.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

150998 [Memorandum of Understanding - Amendment No. 7 to Firefighters, Local 798, Unit 1]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 7 to the 2007-2018 Memorandum of Understanding between the City and County of San Francisco and the Firefighters, Local 798, Unit 1, by implementing specified terms and conditions of employment for FYs 2015-2016, 2016-2017, and 2017-2018.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

150999 [Memorandum of Understanding - Amendment No. 7 to Firefighters, Local 798, Unit 2]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 7 to the 2007-2018 Memorandum of Understanding between the City and County of San Francisco and the Firefighters, Local 798, Unit 2, by implementing specified terms and conditions of employment for FYs 2015-2016, 2016-2017, and 2017-2018.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

151002 [Appropriation and De-appropriation - $52,460,000 of General Obligation Bond Proceeds and $1,400,000 of Bond Funded Capital Projects to the Recreation and Park Department and Port Commission - FY2015-2016]

Sponsors: Mayor; Farrell and Christensen

Ordinance appropriating $8,695,000 of proceeds from 2008 Clean and Safe Neighborhood Parks Bond Fifth Series 2015C and $43,765,000 of proceeds from 2012 Clean and Safe Neighborhood Parks Bond Second Series 2015D to the Recreation and Park Department and Port Commission, and de-appropriating and appropriating $1,400,000 of 2012 Clean and Safe Neighborhood Parks Series 2013A to support the renovation, repair, and construction of parks and open spaces; and placing $52,460,000 on Controller's Reserve pending the sale of bonds in FY2015-2016.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

150716 [Landscape Maintenance Agreement - State Highway Right-of-Way within San Francisco]

Resolution approving a Landscape Maintenance Agreement with the State of California, apportioning maintenance responsibilities for various locations within State Highway right-of-way in San Francisco, and authorizing the Director of Public Works to execute said Agreement on behalf of the City. (Public Works)

ADOPTED by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

150891 [Accept and Expend Grant - Board of State and Community Corrections - Juvenile Justice Accountability Block Grant - $78,235]

Sponsor: Campos

Resolution retroactively authorizing the Public Defender's Office to accept and expend a grant in the amount of $78,235 from the Board of State and Community Corrections for the purposes of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant, for the term of July 1, 2015, through June 30, 2016.

ADOPTED by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

150966 [License Amendment - 1250 Jones Street - Clay-Jones Apartment Owner's Association - Department of Emergency Management - $162,974.41 Total Rent in the First Year]

Resolution authorizing a License Amendment which extends the original license for ten years beyond the current license expiration of January 31, 2019, to January 31, 2029, for antenna and related space at 1250 Jones Street, with the Clay-Jones Apartment Owner's Association, a California corporation, at $11,286.25 monthly; which amount shall increase annually on each February 1 beginning in 2016, plus a one time fee of $25,000 for $162,974.41 total rent in the first year for the period estimated to be November 1, 2015, through October 31, 2016. (Real Estate Department)

ADOPTED by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

151008 [Sale of General Obligation Bonds - Clean and Safe Neighborhood Parks Bonds - Not to Exceed $8,695,000]

Sponsors: Mayor; Farrell, Christensen and Cohen

Resolution authorizing and directing the sale of not to exceed $8,695,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Clean and Safe Neighborhood Parks Bonds, 2008), Series 2015C; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents as defined herein; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.

ADOPTED by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

151009 [Sale of General Obligation Bonds - Clean and Safe Neighborhood Parks Bonds - Not to Exceed $43,765,000]

Sponsors: Mayor; Farrell, Christensen and Cohen

Resolution authorizing and directing the sale of not to exceed $43,765,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Clean and Safe Neighborhood Parks Bonds, 2012), Series 2015D; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents, as defined herein; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.

ADOPTED by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

Recommendations of the Land Use and Transportation Committee

150710 [Amending Ordinance No. 1061 - Sidewalk Width Change - Portions of Silver and Revere Avenues]

Sponsor: Cohen

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" to change the official sidewalk width at the westerly corner of the intersection of Silver and Revere Avenues and portions of Revere Avenue; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Cohen requested to be added as the sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

150972 [Zoning - Interim Prohibition Extension on Commercial Mergers in the Proposed Calle 24 Special Use District]

Sponsors: Mayor; Campos

Urgency Ordinance approving an extension of the interim prohibition on commercial storefront mergers of greater than 799 gross square feet in the proposed Calle 24 Special Use District, which generally includes all lots bounded by 22nd Street, Potrero Avenue, Cesar Chavez Street, Capp Street, and both sides of 24th Street from Capp Street to Bartlett Street, as well as certain additional adjacent lots, for 10 months and 15 days in accordance with California Government Code, Sections 65858, et seq.; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Supervisor Wiener dissented in Committee.)

Supervisor Campos, seconded by Supervisor Cohen, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of November 3, 2015. The motion carried by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

150763 [Housing Balance Report - FY2014-2015]

Sponsors: Kim; Cohen

Resolution receiving and approving the first bi-annual Housing Balance Report, submitted as required by Planning Code, Section 103.

Supervisor Cohen requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

Recommendations of the Public Safety and Neighborhood Services

150599 [Liquor License - 745 O'Farrell Street]

Resolution determining that the issuance of a Type 42 on-sale beer and wine license to Cuong Thanh Tran for Key Tran, Inc., dba King Kong Bida, located at 745 O'Farrell Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

150775 [Liquor License Transfer - 415 Sansome Street, Suite C]

Resolution determining that the transfer of a Type 42 on-sale beer and wine public premises license from 620 Post Street to 415 Sansome Street, Suite C (District 3), to Sarah Trubnick, for Trubnick Johnson Jones, LCC, dba Barrel Room, will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

150786 [Liquor License Transfer - 130 Clement Street]

Resolution determining that the transfer of a Type 20 off-sale beer and wine license from 559 Hayes Street to 130 Clement Street (District 1), to Tanya Booth for The Spanish Table, will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

150812 [Liquor License Transfer - 705 Columbus Avenue]

Resolution determining that the transfer of a Type 21 off-sale general license from 500 Laguna Street to 705 Columbus Avenue (District 3), to Carrie Peters, for Red Fangs, LLC, dba Rialto Mercato, will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Kim, seconded by Supervisor Campos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to the Filipino World War II Veterans of San Francisco. Felix Damil, a Filipino veteran of World War II, accepted the commendation on behalf of the veterans and in recognition of his loyal and selfless duty to the United States of America. Supervisor Yee shared in the commendation.

Supervisor Kim also recognized Philippine Consul General Henry Bensurto, Jr. who was in attendance during today's meeting.

Supervisor Campos introduced, welcomed, and presented Certificates of Honor to Raiza Hernandez, Camila Portillo, Yamilet Girrardo, and Maybeline Rivas of ASPDH ARCOIRIS, in recognition of their many accomplishments and service to achieve rights for transgender Salvadorans.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Andrew Yip; shared various concerns with the Board.
Walter Paulson; shared in song certain concerns with the Board.
Johnny Finch; expressed various concerns relating to injustice.
John DiDonna; shared in poem certain concerns with the Board.
Helen Marte-Bautista; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Christopher Dahl; expressed various concerns relating to government.
Vladimir; expressed various concerns relating to fascism, evictions, and homelessness.
Ronald Lee; expressed various concerns with the Board.
Louisa Antonio (Veterans Equity Center); spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Bernadette Sam; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Female Speaker; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Marily Mondejar; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Tina Shuff; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Diane Ruiz; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Male Speaker; shared various religious concerns with the Board.
Female Speaker; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Tony Robles; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Jane Lenalee; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Aden Chan; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Female Speaker; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Teresa Rosales; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Dan Ignacio; expressed various concerns with the Board.
Eric Arojo; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Tom Gilberty; shared a "5 Point Housing Plan" to achieve affordable housing goals in San Francisco.
Male Speaker; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Jason Maani; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Paulette Brown; expressed concerns relating to human services and solving child homicides and violence in the community.
Len Junka; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Female Speaker; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Angelica Cabande; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Gallalea Panice; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.

Raymond Castillo; spoke in support of the resolutions relating to Filipino World War II veterans (File No. 151096) and the establishment of the Filipino cultural heritage district.
Edmond Larry Juizye; shared various concerns relating to single-room occupancy residences.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

151093 [Supporting the Permanent Protection of the Mojave Trails, Sand to Snow, and Castle Mountains National Monuments]

Sponsor: Campos

Resolution supporting the permanent protection of the Mojave Trails, Sand to Snow, and Castle Mountains National Monuments in the California Desert through enactment of legislation or Presidential proclamation via the Antiquities Act.

ADOPTED

151094 [Denouncing the Dominican Republic for Its Treatment of Dominicans of Haitian Descent]

Sponsor: Campos

Resolution denouncing the Dominican Republic for retroactively stripping the citizenship of hundreds of thousands of Dominicans of Haitian descent, for denying former Dominican citizens a fair process to regularize their status, for planning a mass deportation of former citizens, and urging the United States to use any and all appropriate means to encourage the Dominican Republic to restore the rights of Dominicans wrongfully stripped of their citizenship.

ADOPTED

151095 [Salesian Boys and Girls Club Day - November 6, 2015]

Sponsor: Christensen

Resolution celebrating the reopening of the Salesian Boys and Girls Club, and proclaiming November 6, 2015, to be Salesian Boys and Girls Club Day in the City and County of San Francisco.

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Kim requested that File No. 151096 be severed so that it may be considered separately.

151096 [Supporting Award of the Congressional Gold Medal to Filipino War Veterans of World War II]

Sponsors: Kim; Avalos, Mar, Campos, Tang, Wiener, Yee, Cohen, Breed, Christensen and Farrell

Resolution calling upon the United States Congress to award the Congressional Gold Medal to Filipino veterans of World War II in recognition of their loyal and selfless duty to the Philippines and the United States of America.

Supervisors Wiener, Yee, Cohen, Breed, Christensen, and Farrell requested to be added as co-sponsors.

Supervisor Kim, seconded by Supervisor Farrell, moved that this Resolution be AMENDED on Page 2, Lines 1-4, by adding 'FURTHER RESOLVED, That the San Francisco Board of Supervisors hereby directs the Clerk of the Board to transmit copies to the members of Congress from the San Francisco Bay Area and the United States Senators from California with a request to take all action necessary to achieve the objectives of this resolution.' The motion carried by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

ADOPTED AS AMENDED by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

151064 [Settlement of Lawsuit - Mercy Ambat - $900,000]

Ordinance authorizing settlement of the lawsuit filed by Mercy Ambat, et al., against the City and County of San Francisco for $900,000; the lawsuit was filed on July 7, 2007, in United States District Court of Northern California, Case No. 07-3622; entitled Mercy Ambat, et al. v. City and County of San Francisco. (City Attorney)

10/16/15; RECEIVED FROM DEPARTMENT.

10/27/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

151068 [Settlement of Lawsuit - Marcel Thomas - $35,000]

Ordinance authorizing settlement of the lawsuit filed by Marcel Thomas against the City and County of San Francisco for $35,000; the lawsuit was filed on March 12, 2014, in U.S. District Court, Northern District of California, Case No. CV-14-01165; entitled Marcel Thomas v. San Francisco Police Officers Yaroslav Shablinskiy (#2262), et al. (City Attorney)

10/16/15; RECEIVED FROM DEPARTMENT.

10/27/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

151065 [Mills Act Historical Property Contract - 722 Steiner Street]

Resolution approving a Mills Act historical property contract between The Trust of Côme Lague and Charlene Li, the owners of 722 Steiner Street, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor to execute the historical property contract. (Historic Preservation Commission)

10/13/15; RECEIVED FROM DEPARTMENT.

10/27/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

151066 [Mills Act Historical Property Contract - 807 Montgomery Street]

Resolution approving a Mills Act historical property contract between 807 Montgomery, LLC, the owners of 807 Montgomery Street, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor to execute the historical property contract. (Historic Preservation Commission)

10/13/15; RECEIVED FROM DEPARTMENT.

10/27/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

151067 [Mills Act Historical Property Contract - 761 Post Street]
Resolution approving a Mills Act historical property contract between RLJC San Francisco LP, the owners of 761 Post Street, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor to execute the historical property contract. (Historic Preservation Commission)

10/13/15; RECEIVED FROM DEPARTMENT.

10/27/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

151069 [Settlement of Unlitigated Claim - Pacific Gas and Electric Corporation - $318,369.36]
Resolution approving the settlement of the unlitigated claim filed by the Pacific Gas and Electric Corporation against the City and County of San Francisco for $318,369.36; claim was filed on July 20, 2015. (City Attorney)

10/16/15; RECEIVED FROM DEPARTMENT.

10/27/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

151070 [Settlement of Unlitigated Claim - Gonzalina Morales - $35,759.85]
Resolution approving the settlement of the unlitigated claim filed by Gonzalina Morales against the City and County of San Francisco for $35,759.85; claim was filed on February 10, 2015. (City Attorney)

10/16/15; RECEIVED FROM DEPARTMENT.

10/27/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

151071 [Settlement of Unlitigated Claim - Scott Falcone and Ayala Mirande - $66,000]
Resolution approving the settlement of the unlitigated claim filed by Scott Falcone and Ayala Mirande against the City and County of San Francisco for $66,000; claim was filed on March 17, 2015. (City Attorney)

10/16/15; RECEIVED FROM DEPARTMENT.

10/27/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

151072 [Settlement of Unlitigated Claim - Larry Wasserman - $50,000]
Resolution approving the settlement of the unlitigated claim filed by Larry Wasserman against the City and County of San Francisco for $50,000; claim was filed on March 5, 2015. (City Attorney)

10/16/15; RECEIVED FROM DEPARTMENT.

10/27/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

151073 [Settlement of Unlitigated Claim - UCS Dungaree Company - $28,731.71]
Resolution approving the settlement of the unlitigated claim filed by UCS Dungaree Company against the City and County of San Francisco for $28,731.71; claim was filed on May 22, 2015. (City Attorney)

10/16/15; RECEIVED FROM DEPARTMENT.

10/27/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

151074 [Settlement of Unlitigated Claim - Lawrence LaBianca - $63,156.84]

Resolution approving the settlement of the unlitigated claim filed by Lawrence LaBianca against the City and County of San Francisco for $63,156.84; claim was filed on May 13, 2015. (City Attorney)

10/16/15; RECEIVED FROM DEPARTMENT.

10/27/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

151075 [Settlement of Unlitigated Claim - Stantec Architecture, Inc. - City to Withhold $108,000.60]

Resolution approving settlement of the unlitigated claim by the City and County of San Francisco against Stantec Architecture, Inc., with the City withholding the remaining contract balance of $108,000.60. (City Attorney)

10/16/15; RECEIVED FROM DEPARTMENT.

10/27/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:15 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, November 3, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

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11/3/15

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Fewer, Haney, Walton	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

GOVERNMENT
DOCUMENTS DEPT

NOV - 9 2015

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Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:03 p.m. On the call of the roll, Supervisors Kim and Tang were not present. There was a quorum.

COMMUNICATIONS

There were no communications.

Supervisors Kim and Tang were noted present at 2:05 p.m.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of September 29, 2015. There were no corrections.

Supervisor Yee, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of September 29, 2015. The motion carried by the following vote, following general public comment:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendations of the Rules Committee

150927 [Appointments, Citizen's Advisory Committee for the Central Market Street and Tenderloin Area - Bradford Paul and Antoinetta Stadlman]

Motion appointing Bradford Paul (residency requirement waived) and Antoinetta Stadlman, terms ending August 2, 2019, to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area. (Rules Committee)

Motion No. M15-159

APPROVED

151051 [Appointment, SOMA Community Stabilization Fund Community Advisory Committee - Raymon Smith]

Motion appointing Raymon Smith, term ending April 27, 2017, to the South of Market (SOMA) Community Stabilization Fund Community Advisory Committee. (Rules Committee)

Motion No. M15-160

APPROVED

151052 [Appointments, Eastern Neighborhoods Citizens Advisory Committee - Toby Levy and John Elberling]

Motion appointing Toby Levy and John Elberling, terms ending October 19, 2017, to the Eastern Neighborhoods Citizens Advisory Committee. (Rules Committee)

Motion No. M15-161

APPROVED

151053 [Appointments, Park, Recreation and Open Space Advisory Committee - Heather Fuch, Jordyn Aquino, and Toby Levy]

Motion appointing Heather Fuch, term ending February 1, 2017, and Jordyn Aquino and Toby Levy, terms ending February 1, 2018, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Motion No. M15-162

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

150912 [Police Code - Monitoring Requirements for Firearms and Ammunition Transactions]

Sponsors: Farrell; Campos

Ordinance amending the Police Code to require firearms dealers to install, maintain, and operate video surveillance equipment and to transmit records of all ammunition sales to the Police Department.

Supervisor Campos requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150970 [Appropriation and De-Appropriation - $25,692,151 Consisting of $20,819,204.36 in Fund Balance, $665,000 in Cosco Busan Settlement Proceeds and $4,207,946.64 in Surplus Project Expenditures to the Port Commission - FY2015-2016]

Sponsors: Mayor; Farrell

Ordinance appropriating $25,692,151 consisting of $20,819,204.36 in fund balance, $665,000 in Cosco Busan settlement proceeds, and de-appropriating $4,207,946.64 from surplus capital project expenditures to the Port Commission to support the completion of the Port Commission's ten year capital plan in FY2015-2016.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150971 [De-Appropriation and Appropriation - Bond Issuance Costs from San Francisco Taxable General Obligation Bonds - Seismic Safety Loan Program - $3,461,129 - FY2015-2016]

Sponsors: Mayor; Farrell

Ordinance de-appropriating and appropriating $3,461,129 of City and County of San Francisco Taxable General Obligation Bonds, Series 2015A, for the Seismic Safety Loan Program in the Mayor's Office of Housing and Community Development in FY2015-2016.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

File Nos. 150998 and 150999 were called together.

150998 [Memorandum of Understanding - Amendment No. 7 to Firefighters, Local 798, Unit 1]

Sponsors: Mayor; Farrell

Ordinance adopting and implementing Amendment No. 7 to the 2007-2018 Memorandum of Understanding between the City and County of San Francisco and the Firefighters, Local 798, Unit 1, by implementing specified terms and conditions of employment for FYs 2015-2016, 2016-2017, and 2017-2018.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150999 [Memorandum of Understanding - Amendment No. 7 to Firefighters, Local 798, Unit 2]

Sponsors: Mayor; Farrell

Ordinance adopting and implementing Amendment No. 7 to the 2007-2018 Memorandum of Understanding between the City and County of San Francisco and the Firefighters, Local 798, Unit 2, by implementing specified terms and conditions of employment for FYs 2015-2016, 2016-2017, and 2017-2018.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151002 [Appropriation and De-appropriation - $52,460,000 of General Obligation Bond Proceeds and $1,400,000 of Bond Funded Capital Projects to the Recreation and Park Department and Port Commission - FY2015-2016]

Sponsors: Mayor; Farrell and Christensen

Ordinance appropriating $8,695,000 of proceeds from 2008 Clean and Safe Neighborhood Parks Bond Fifth Series 2015C and $43,765,000 of proceeds from 2012 Clean and Safe Neighborhood Parks Bond Second Series 2015D to the Recreation and Park Department and Port Commission, and de-appropriating and appropriating $1,400,000 of 2012 Clean and Safe Neighborhood Parks Series 2013A to support the renovation, repair, and construction of parks and open spaces; and placing $52,460,000 on Controller's Reserve pending the sale of bonds in FY2015-2016.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Government Audit and Oversight Committee

150933 [Settlement of Lawsuit - State of Nevada, the Nevada Department of Health and Human Services; Southern Nevada Adult Mental Health Services - City to Receive $400,000]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against State of Nevada, the Nevada Department of Health and Human Services ("DHHS"); Richard Whitley in his official capacity as Director of DHHS; the Southern Nevada Adult Mental Health Services ("SNAMHS"); and Joanne Malay in her official capacity as Hospital Administrator of SNAMHS for $400,000; the lawsuit was filed on September 10, 2013, in San Francisco Superior Court, Case No. CGC-13-534108; entitled City and County of San Francisco v. State of Nevada, the Nevada Department of Health and Human Services ("DHHS"); Richard Whitley in his official capacity as Director of DHHS; the Southern Nevada Adult Mental Health Services ("SNAMHS"); and Joanne Malay in her official capacity as Hospital Administrator of SNAMHS; other material terms of the settlement are contractual obligations limiting Defendants' practices relating to transfer of patients from Defendants psychiatric hospital to any city or county in the State of California. (City Attorney)

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150952 [Settlement of Lawsuit - AIG Property Casualty Company - $70,000]

Ordinance authorizing settlement of the lawsuit filed by AIG Property Casualty Company against the City and County of San Francisco for $70,000; the lawsuit was filed on December 9, 2014, in San Francisco Superior Court, Case No. CGC-14-543126; entitled AIG Property Casualty Company v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

150710 [Amending Ordinance No. 1061 - Sidewalk Width Change - Portions of Silver and Revere Avenues]

Sponsor: Cohen

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" to change the official sidewalk width at the westerly corner of the intersection of Silver and Revere Avenues and portions of Revere Avenue; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150972 [Zoning - Interim Prohibition Extension on Commercial Mergers in the Proposed Calle 24 Special Use District]

Sponsors: Mayor; Campos

Urgency Ordinance approving an extension of the interim prohibition on commercial storefront mergers of greater than 799 gross square feet in the proposed Calle 24 Special Use District, which generally includes all lots bounded by 22nd Street, Potrero Avenue, Cesar Chavez Street, Capp Street, and both sides of 24th Street from Capp Street to Bartlett Street, as well as certain additional adjacent lots, for 10 months and 15 days in accordance with California Government Code, Sections 65858, et seq.; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Supervisor Wiener dissented in Committee.)

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee
Noes: 1 - Wiener

NEW BUSINESS

Recommendations of the Budget and Finance Committee

150942 [De-Appropriation and Appropriation - Hetch Hetchy Revenue Funded Project and Proceeds from New Clean Renewable Energy Bonds - Hetch Hetchy Small Renewable Project - $4,100,000 - FY2015-2016]

Sponsor: Mayor

Ordinance de-appropriating $4,100,000 of Hetch Hetchy revenue funded small renewable projects and appropriating $4,100,000 of proceeds from New Clean Renewable Energy Bonds for the San Francisco Public Utilities Commission (SFPUC) Hetch Hetchy small renewable projects in FY2015-16.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150869 [Contract Amendment - HealthRIGHT360 - Fiscal Intermediary Services - $92,340,976]

Resolution authorizing the Department of Public Health to amend its contract with HealthRIGHT360 for fiscal intermediary services to enable services to approximately 30,000 clients in community-based residential care facilities for people with mental illness, for children's mental health wraparound services, and for emergency housing stabilization services; and increasing the total contract amount by $54,985,970 from $37,355,006 for a total contract amount of $92,340,976 for a term of five (5) years and six (6) months from December 31, 2013, through June 30, 2019. (Public Health Department)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150938 [Agreement - State Board of Equalization - Implementation of Local Prepaid Mobile Telephony Services Collection Act]

Resolution authorizing the Treasurer to execute an agreement with the State Board of Equalization for implementation of the Local Prepaid Mobile Telephony Services Collection Act, for a term to commence following Board approval, through expiration of the Act. (Treasurer-Tax Collector)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150953 [Interconnection Agreement - Port of Oakland - Davis Electric Transmission Substation - Delivery of Electricity to Treasure Island and Yerba Buena Island - Maximum Cost of $7,000,000]

Resolution authorizing the General Manager of the Public Utilities Commission and the Treasure Island Director to enter into a long-term interconnection agreement with the Port of Oakland for the use of the Davis Electric Transmission Substation to serve Treasure Island and Yerba Buena Island for a term of 20 years to commence following Board approval, with a guaranteed maximum cost of $7,000,000. (Treasure Island Development Authority)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

File Nos. 151006 and 151007 were called together.

151006 [Amending Resolutions of Intention to Establish Port Infrastructure Financing District]

Sponsors: Mayor; Cohen

Resolution further amending Resolutions of Intention to establish Infrastructure Financing District No. 2 (Resolution Nos. 110-12 and 227-12) for the City and County of San Francisco at the Port of San Francisco.

Supervisor Cohen requested to defer consideration of this matter to the end of the agenda. The matter was called back for consideration shortly thereafter.

Supervisor Cohen, seconded by Supervisor Wiener, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of November 17, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151007 [Resolution of Intention to Issue Bonds - Port Infrastructure Financing District - Not To Exceed $25,100,000]

Sponsors: Mayor; Cohen

Resolution of Intention to Issue Bonds in an amount not to exceed $25,100,000 for City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco). (Fiscal Impact.)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151010 [Accept and Expend Grant - Department of Homeland Security - 2014 Port Security Grant Programs - $1,440,337]

Sponsor: Christensen

Resolution retroactively authorizing the Port of San Francisco to accept and expend a grant in the amount of $1,440,337 from the Department of Homeland Security's 2014 Port Security Grant Program, including $297,375 for Security Hardening of Pier 31, $392,962 for Pier 50 Security Measures and $750,000 for Port-wide CCTV Phase 3 for the period of September 1, 2014, through August 31, 2016.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

150790 [Planning Code - Establishing a New Citywide Transportation Sustainability Fee]

Sponsors: Mayor; Wiener, Breed, Christensen and Cohen

Ordinance amending the Planning Code by establishing a new citywide Transportation Sustainability Fee and suspending application of the existing Transit Impact Development Fee, with some exceptions, as long as the Transportation Sustainability Fee remains operative; amending Section 401 to add definitions reflecting these changes; amending Section 406 to clarify affordable housing and homeless shelter exemptions from the Transportation Sustainability Fee; making conforming amendments to the Area Plan fees in Planning Code, Article 4; affirming the Planning Department's determination under the California Environmental Quality Act, and making findings, including general findings, findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code Section 101.1.

Privilege of the floor was granted unanimously to John Rahaim, Director, and Lisa Chen (Planning Department), Jon Givner (Office of City Attorney), Ed Reiskin, Executive Director (Municipal Transportation Agency), and Tilly Chang, Executive Director (County Transportation Authority), who responded to questions raised throughout the discussion.

Supervisor Cohen requested to be added as a co-sponsor.

Supervisor Avalos, seconded by Supervisor Campos, moved that this Ordinance be AMENDED to increase the Transportation Sustainability Fee for non-residential uses between 800-99,999 gross square feet (gsf) from $0.50 to $18.54, and non-residential uses over 99,999 gsf from $4.00 to $23.04. The motion FAILED by the following vote:

Ayes: 5 - Avalos, Campos, Kim, Mar, Yee
Noes: 6 - Breed, Christensen, Cohen, Farrell, Tang, Wiener

Supervisor Avalos, seconded by Supervisor Campos, moved that this Ordinance be AMENDED to require projects that were submitted between July 1, 2014, to July 21, 2015, to pay 75% of the Transportation Sustainability Fee. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Kim, Mar

Noes: 7 - Breed, Christensen, Cohen, Farrell, Tang, Wiener, Yee

Supervisor Avalos requested that this Ordinance be DUPLICATED.

See Duplicated File No. 151121.

Supervisor Avalos, seconded by Supervisor Campos, moved that this Ordinance be AMENDED to add 'Section 411A.9. Further Study of Economic Feasibility. The Board of Supervisors hereby requests that the Controller and the Planning Department study the feasibility of creating a variable impact fee structure based on the economic feasibility of projects in different areas of the City, and report back to the Board within six months of the effective date of this Ordinance.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen, seconded by Supervisor Campos, moved that this Ordinance be AMENDED on Page 3, Lines 12-19, by adding 'While the Nexus Study found that all new land uses in San Francisco will generate this increased demand for transportation, the Board finds that it is in the public interest to exempt some uses from payment of the fee, in order to promote other important City policies and priorities, such as affordable housing, small businesses and charitable organizations. The Board finds that Hospital and Medical Service projects, however, are generally of such scope and size that they create a substantial demand for transportation infrastructure and services, and therefore, they should contribute to the TSF to meet this demand.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151121 [Planning Code - Establishing a New Citywide Transportation Sustainability Fee]

Sponsors: Mayor; Wiener, Breed, Christensen and Cohen

Ordinance amending the Planning Code by establishing a new citywide Transportation Sustainability Fee and suspending application of the existing Transit Impact Development Fee, with some exceptions, as long as the Transportation Sustainability Fee remains operative; amending Section 401 to add definitions reflecting these changes; amending Section 406 to clarify affordable housing and homeless shelter exemptions from the Transportation Sustainability Fee; making conforming amendments to the Area Plan fees in Planning Code, Article 4; affirming the Planning Department's determination under the California Environmental Quality Act, and making findings, including general findings, findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code Section 101.1.

Privilege of the floor was granted unanimously to John Rahaim, Director, and Lisa Chen (Planning Department), Jon Givner (Office of City Attorney), Ed Reiskin, Executive Director (Municipal Transportation Agency), and Tilly Chang, Executive Director (County Transportation Authority), who responded to questions raised throughout the discussion.

Supervisor Cohen requested to be added as a co-sponsor.

Duplicated from File No. 150790.

Supervisor Avalos, seconded by Supervisor Campos, moved that this Ordinance be AMENDED to require non-residential projects submitted after July 21, 2015, to pay the full Transportation Sustainability Fee. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen, seconded by Supervisor Campos, moved that this Ordinance be AMENDED to revise the Transportation Sustainability Fee for hospitals to be calculated based on net new beds, and additional conforming changes regarding hospital uses. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Avalos, seconded by Supervisor Cohen, moved that this Ordinance be RE-REFERRED AS AMENDED to the Land Use and Transportation Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150866 [Planning Code - Landmark Designation - 350 University Street (aka University Mound Old Ladies' Home)]

Sponsor: Campos

Ordinance designating 350 University Street (aka University Mound Old Ladies' Home), Assessor's Block No. 5992, Lot No. 001, as a Landmark under Planning Code, Article 10; and making environmental findings, public necessity, convenience, and welfare findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150873 [Transportation Code - Subway Master Plan]

Sponsors: Wiener; Christensen, Farrell, Breed, Tang, Yee, Mar and Cohen

Ordinance amending the Transportation Code to declare as City policy that the City develop a Subway Master Plan within 12 months, and to update that Master Plan every four years; and affirming the Planning Department's determination under the California Environmental Quality Act.

Supervisors Farrell, Breed, Tang, Yee, Mar, and Cohen requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

There were no commendations.

COMMITTEE REPORTS

150737 [Interim Zoning Controls - Signs in Transit Center District Plan Area and between Folsom, Harrison, Essex and Second Streets]

Sponsor: Kim

Resolution imposing interim zoning controls in the Transit Center District Plan Area ("Plan Area"), which is bounded by Market Street on the north, Folsom Street on the South, Steuart Street on the east, and between New Montgomery and Third Streets on the west, and in the area bounded by Folsom, Harrison, Essex and Second Streets, but excluding the planned Rooftop Park between Mission, Howard, Second and Beale Streets and those portions of the Plan Area included in Zone 1 of the Transbay Redevelopment Plan, which include portions of land bounded by Spear, Mission, Folsom and Second Streets, to restrict the size and height of new signs within 200 feet of and visible from an existing or planned public park or open space, and to restrict illumination of certain new signs in those areas; and making environmental findings, including findings of consistency with the eight priority policies of Planning Code, Section 101.1.

Supervisor Kim, seconded by Supervisor Yee, moved that this Resolution be AMENDED on Page 4, Line 20, by striking '10:00' and adding '11:00'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdalla Megahed; expressed various concerns regarding the homeless and elections.
Female Speaker; expressed concerns regarding livability issues within the Transbay area.
Walter Paulson; shared in song certain concerns with the Board.
Paulette Brown; expressed concerns regarding unsolved homicides and firearms.
Male Speaker; shared various religious concerns.
Mary Resh; expressed concerns regarding livability issues within the Transbay area.
Stephanie Kay; expressed her appreciation of legislative matters related to the Mission.
Christopher Dahl; shared concerns relating to the carbon footprint and carbon dioxide.
Vladimir; expressed various concerns relating to fascism, evictions, and homelessness.
Otto Duffy; expressed various concerns relating to elections.

Supervisor Christensen was noted not present at 3:52 p.m. and for the remainder of the meeting.

Supervisor Christensen Excused from Voting

Supervisor Tang, seconded by Supervisor Farrell, moved that Supervisor Christensen be excused from voting on File Nos. 151102, 151103, and 151104. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Christensen

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

151102 [Final Map 8304 - 1535 Oak Street]

Motion approving Final Map 8304, a 5 residential unit Condominium Project, located at 1535 Oak Street, being a subdivision of Assessor's Block No. 1222, Lot Nos. 043, 044, 045, and 046, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-163

APPROVED

151103 [Final Map 7698 - 3258 Market Street]

Motion approving Final Map 7698, a 6 residential unit Condominium Project, located at 3258 Street, being a subdivision of Assessor's Block No. 2704, Lot No. 037, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-164

APPROVED

151104 [Final Map 8510 - 1001-17 Street and 140 Pennsylvania Avenue]

Motion approving Final Map 8510, a merger and 2 lot subdivision and a 37 residential unit and 1 commercial unit, mixed-use Condominium Project, located at 1001-17 Street and 140 Pennsylvania Avenue, being a subdivision of Assessor's Block No. 3987, Lot Nos. 009 and 010, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-165

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Christensen

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTIONS

151098 [Contract Approval - Global Tel*Link - Inmate Telephone Services]

Resolution approving a contract for operating the Sheriff's Inmate Telephone Services, between Global Tel*Link, and the City and County of San Francisco, acting by and through the Sheriff's Department for a three-year term to commence November 1, 2015, through October 31, 2018, with two one-year options to extend. (Sheriff)

10/20/15; RECEIVED FROM DEPARTMENT.

11/03/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151099 [Finding of Fiscal Feasibility - Airport Shoreline Protection Project at San Francisco International Airport]

Resolution finding the proposed Airport Shoreline Protection Project at San Francisco International Airport fiscally feasible and responsible pursuant to San Francisco Administrative Code, Chapter 29. (Airport Commission)

10/23/15; RECEIVED FROM DEPARTMENT.

11/03/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151100 [Master License Agreements - Extenet Systems (California), LLC, GTE Mobilnet of California, LP, d/b/a Verizon Wireless, and Mobilitie Investments III, LLC - Installation of Wireless Telecommunications Equipment on Transit Support Poles - $13,560,789]

Resolution retroactively approving executed Master License Agreements between the City and County of San Francisco, Extenet Systems (California), LLC, GTE Mobilnet of California, LP, d/b/a Verizon Wireless, and Mobilitie Investments III, LLC, for the installation of wireless telecommunications antennae and equipment on San Francisco Municipal Transportation Agency poles, each for a term of nine years beginning September 22, 2014, November 30, 2014, and April 23, 2015, respectively, for a sum total revenue of approximately $13,560,789; and approving a form Master License Agreement and delegating approval authority to the Director of Transportation; and affirming the Planning Department's determination under the California Environmental Quality Act. (Municipal Transportation Agency)

10/26/15; RECEIVED FROM DEPARTMENT.

11/03/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151101 [Prevailing Wage Rates - Various Workers Performing Work Under City Contracts]

Resolution fixing prevailing wage rates for workers performing work under City contracts for public work and improvement; workers performing work under City contracts for janitorial services; workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; workers engaged in theatrical or technical services for shows on property owned by the City; workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City; workers performing moving services under City contracts at facilities owned or leased by the City; and workers engaged in exhibit, display, or trade show work at a special event on property owned by the City. (Civil Service Commission)

10/26/15; RECEIVED FROM DEPARTMENT.

11/03/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:00 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, November 17, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

NOV 23 2015

SAN FRANCISCO
PUBLIC LIBRARY

#29
11/17/15

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Fewer, Haney, Walton	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

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ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:06 p.m. On the call of the roll, Supervisor Farrell was not present. There was a quorum.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of October 6, 2015. There were no corrections.

Supervisor Mar, seconded by Supervisor Christensen, moved to approve the Board Meeting Minutes of October 6, 2015. The motion carried by the following vote, following general public comment:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar, Tang, Wiener, Yee
Absent: 1 - Farrell

AGENDA CHANGES

There were no agenda changes.

Supervisor Farrell was noted present at 2:08 p.m.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

President Breed informed the Board of Supervisors that Mayor Edwin Lee was not available to appear at today's meeting.

Supervisor Cohen, seconded by Supervisor Mar, moved to continue the Mayor's appearance before the Board of Supervisors to the meeting of December 1, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

150942 [De-Appropriation and Appropriation - Hetch Hetchy Revenue Funded Project and Proceeds from New Clean Renewable Energy Bonds - Hetch Hetchy Small Renewable Project - $4,100,000 - FY2015-2016]

Sponsor: Mayor

Ordinance de-appropriating $4,100,000 of Hetch Hetchy revenue funded small renewable projects and appropriating $4,100,000 of proceeds from New Clean Renewable Energy Bonds for the San Francisco Public Utilities Commission (SFPUC) Hetch Hetchy small renewable projects in FY2015-2016.

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee

150866 [Planning Code - Landmark Designation - 350 University Street (aka University Mound Old Ladies' Home)]

Sponsor: Campos

Ordinance designating 350 University Street (aka University Mound Old Ladies' Home), Assessor's Block No. 5992, Lot No. 001, as a Landmark under Planning Code, Article 10; and making environmental findings, public necessity, convenience, and welfare findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

150873 [Transportation Code - Subway Master Plan]

Sponsors: Wiener; Christensen, Farrell, Breed, Tang, Yee, Mar and Cohen

Ordinance amending the Transportation Code to declare as City policy that the City develop a Subway Master Plan within 12 months, and to update that Master Plan every four years; and affirming the Planning Department's determination under the California Environmental Quality Act.

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

151006 [Amending Resolutions of Intention to Establish Port Infrastructure Financing District]

Sponsors: Mayor; Cohen

Resolution further amending Resolutions of Intention to establish Infrastructure Financing District No. 2 (Resolution Nos. 110-12 and 227-12) for the City and County of San Francisco at the Port of San Francisco.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Land Use and Transportation Committee

150790 [Planning Code - Establishing a New Citywide Transportation Sustainability Fee]

Sponsors: Mayor; Wiener, Breed, Christensen and Cohen

Ordinance amending the Planning Code by establishing a new citywide Transportation Sustainability Fee and suspending application of the existing Transit Impact Development Fee, with some exceptions, as long as the Transportation Sustainability Fee remains operative; amending Section 401 to add definitions reflecting these changes; amending Section 406 to clarify affordable housing and homeless shelter exemptions from the Transportation Sustainability Fee; making conforming amendments to the Area Plan fees in Planning Code, Article 4; affirming the Planning Department's determination under the California Environmental Quality Act, and making findings, including general findings, findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code Section 101.1.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

150935 [Apply for, Accept, and Expend Grant - Board of State and Community Corrections - Mentally Ill Offender Crime Reduction Grant Program - $950,000]

Resolution retroactively authorizing the Sheriff's Department to apply for, accept, and expend $950,000 of Mentally Ill Offender Crime Reduction Grant Program funds administered by the Board of State and Community Corrections through the State Recidivism Fund for the period of July 1, 2015, through June 30, 2018. (Sheriff)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150946 [Accept and Expend Gift - Renovate-HERO - Mayor Ed Lee's Earth Day Climate Action Tour and Dialogs - $12,500]

Sponsor: Mayor

Resolution retroactively authorizing the Department of the Environment to accept and expend a gift in the amount of $12,500 from Renovate-HERO to sponsor Mayor Ed Lee's Climate Action Tour and Dialogues on April 22, 2015, and June 18, 2015.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151088 [Commercial Paper Notes Program - Authorization to Issue Power Revenue Bonds and Commercial Paper Notes (Power Series) - Water Facilities, Electric Power Facilities, Renewable Energy, and Energy Conservation - Not to Exceed $90,000,000]

Sponsor: Mayor

Resolution approving the establishment by the Public Utilities Commission of its Commercial Paper Notes (Power Series) program in an aggregate principal amount not to exceed $90,000,000 pursuant to Charter, Article IX, and Administrative Code, Sections 43.5, et seq., as amended, and pursuant to Charter, Section 9.107(6), for the purpose of the reconstruction or replacement of existing water facilities and electric power facilities or combinations thereof under the jurisdiction of the Power Enterprise and, pursuant to Charter, Section 9.107(8), for the purpose of the acquisition, construction, installation, equipping, improvement or rehabilitation of equipment or facilities for renewable energy and energy conservation.
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151089 [Accept and Expend Grant - PaintCare, Inc. - Safe Disposal Options for Household Hazardous Waste - $718,717]

Sponsor: Breed

Resolution retroactively authorizing the Department of the Environment to accept and expend a grant in the amount of $718,717 from PaintCare, Inc., to provide and promote safe disposal options for household hazardous waste for the term of October 1, 2015, through June 2, 2016.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151091 [Accept and Expend Grant - Regents of the University of California - Enhancing Strategic Information Capacity for HIV/AIDS Programs in Kenya - $324,304]

Sponsor: Wiener

Resolution retroactively authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of $324,304 from The Regents of the University of California to participate in a program entitled Enhancing Strategic Information Capacity for HIV/AIDS Programs in Kenya through Surveillance and Epidemiology, Monitoring and Evaluation under the U.S. PEPFAR (Program Area A and Program Area B) for the period of April 1, 2015, through March 31, 2016.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151092 [Apply for Grant - Health Resources Services Administration - Ryan White Act HIV/AIDS Emergency Relief Grant Program - $16,654,711]

Sponsor: Wiener

Resolution authorizing the Department of Public Health to submit an application to continue to receive funding for the Ryan White Act HIV/AIDS Emergency Relief Grant Program grant from the Health Resources Services Administration, requesting $16,654,711 in HIV emergency relief program funding for the San Francisco Eligible Metropolitan Area for the period of March 1, 2016, through February 28, 2017.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151107 [Accept and Expend Gift - San Francisco General Hospital Foundation - $5,000,000 - Naming Places in Priscilla Chan and Mark Zuckerberg San Francisco General Hospital and Trauma Center]

Sponsor: Mayor

Resolution authorizing the Department of Public Health to accept and expend a $5,000,000 gift from the San Francisco General Hospital Foundation for the procurement of furniture, fixtures, equipment and information technology for the Priscilla Chan and Mark Zuckerberg San Francisco General Hospital and Trauma Center, and naming various places throughout the new acute care and trauma building to recognize the donations that comprise the $5,000,000 gift and earlier gifts from the San Francisco General Hospital Foundation.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

150587 [Building and Planning Codes - Notice to Tenants of Dwelling Unit Merger or Demolition]

Sponsors: Wiener; Tang

Ordinance amending the Building and Planning Codes to require written and posted notice to all tenants of a building in which demolition or merger of a dwelling unit is proposed; requiring an affidavit and notice if kitchens, stoves or bathrooms would be removed; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150622 [Administrative, Planning Codes - Preferences in Affordable Housing Programs]

Sponsors: Mayor; Christensen, Cohen, Breed and Wiener

Ordinance amending the Administrative Code to clarify existing preferences in allocating City affordable housing units first to Certificate of Preference holders and second to tenants evicted under the Ellis Act, create a third preference for residents in the neighborhood where the affordable housing is located; to make conforming amendments to provisions of the Administrative and Planning Codes; to affirm the Planning Department's determination under the California Environmental Quality Act; and to make findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Tang, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED to require the Mayor's Office of Housing and Community Development to report to the Board of Supervisors the following data on a yearly basis: number of applicants applying under Certificate of Preference, Owner Move-In preference, Ellis Act preference, and Neighborhood preference; District where the applicant is currently residing; District where the affordable housing unit is located; if the applicant is selected through the lottery; if the unit was purchased or rented; and any other pertinent information. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Tang moved that this Ordinance be AMENDED on Page 14, Line 2, by decreasing the 'Neighborhood Resident' preference from '40%' to '30%.' The motion FAILED due to lack of a second.

Supervisor Tang, seconded by Supervisor Yee, moved that this Ordinance be AMENDED by adding the 'Category 2' language to the definition of a 'Displaced Tenant,' and adding back previously removed 'Findings' on Page 5, Lines 15-19; Page 6, Lines 4-8; and Page 6, Lines 12-15. The motion carried by the following vote:

Ayes: 6 - Avalos, Christensen, Kim, Tang, Wiener, Yee
Noes: 5 - Breed, Campos, Cohen, Farrell, Mar

Ordinance amending the Administrative Code to clarify existing preferences in allocating City affordable housing units first to Certificate of Preference holders and second to tenants evicted under the Ellis Act, expand the second category of preference for eligible tenants displaced under the Ellis Act to include certain tenants displaced through an Owner Move-In eviction, and create a third preference for residents in the neighborhood where the affordable housing is located; to make conforming amendments to provisions of the Administrative and Planning Codes; to affirm the Planning Department's determination under the California Environmental Quality Act; and to make findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED ON FIRST READING AS AMENDED by the following vote:
Ayes: 9 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Wiener, Yee
Noes: 2 - Mar, Tang

Supervisor Tang, seconded by Supervisor Avalos, moved to rescind the previous vote in order to make clarifying remarks on the Owner Move-In amendment that was accepted. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Wiener, Yee
Noes: 1 - Tang

Supervisor Mar, seconded by Supervisor Farrell, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Wiener, Yee
Noes: 2 - Mar, Tang

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Yee, seconded by Supervisor Mar, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Yee introduced, welcomed, and presented a Proclamation for World Day of Remembrance for Road Traffic Victims in San Francisco. Monique Porsandeh, a crash survivor, and Walk San Francisco accepted the commendation on behalf of advocates, victims, survivors, and their families who are working to achieve safety on San Francisco streets.

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Rod Wong in recognition of his accomplishments and continued community support.

SPECIAL ORDER 3:00 P.M.

President Breed moved to consolidate the two appeal hearings on the 5M Project (File Nos. 151054-151057, 151058-151061, and 151170-151172), provided revised procedures to accommodate the consolidation, and inquired whether the Board had any changes to the proposed procedures. There were no changes. The motion to consolidate the two appeal hearings on the 5M Project carried without objection.

151054 [Public Hearing - Appeal of Final Environmental Impact Report Certification - 5M Project]

Hearing of persons interested in or objecting to the Planning Commission certification, dated September 17, 2015, of a Final Environmental Impact Report identified as Planning Case No. 2011.0409ENV, through Motion No. 19458, for the proposed mixed-use project located at 925 Mission Street and nearby parcels, also known as the 5M Project, consisting of approximately 821,300 square feet of residential uses, 807,600 square feet of office uses, and 68,700 square feet of other active ground floor uses, as well as vehicular parking and bicycle parking, loading facilities, private and publicly accessible open space, and streetscape and public-realm improvements. (District 6) (Appellant: Rachel Mansfield-Howlett, on behalf of South of Market Action Committee, South of Market Community Action Network, Save Our SoMa, and Friends of Boeddeker Park) (Filed October 19, 2015). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Rachel Mansfield-Howlett, on behalf of the South of Market Committee, South of Market Community Action Network, and Friends of Boeddeker Park (Appellant); provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. M. M. D. Wright; Jane Weil; Jackie Garsha; Ms. Silverstein; Betty Traynor (Friends of Boeddeker Park); Michael Lyon (Grey Panthers/Senior Action Disability); Saul Rockman; Theresa Imperial; Victoria Napighit; Luz Francisco; Rose Eger; Leslie Dreyer (Housing Rights Committee); Ms. Lewis; Patricia Kerman; Otto Duffy; Tes Welborn; Tony Robles; Rico Rubilio; Jayward; Micah; Darius; Robert Abad; Vivian Abull; Male Speaker; Lavette Arnold; Jason Wynan; Prince Olong; Tony; Female Speaker; Female Speaker; Gary Gregerson; Jenna Awas; Male Speaker; Teresa Adalgas; Sylvia Johnson; Mariam; Sicurro; Jasmine Who; Alonzo Rooney; Hiroshi Fukuda (Richmond Community Association); Chris Durazo; Julie Borbonio; Chris Keenas; Tom Gilberty; Andrew; Tina Shaw (Gabriela); Karyn Smoot; Mario Yedidia (San Francisco Rising Alliance); Andy Blue (Plaza 16 Coalition); Jason Buyane; Mike Sous; Angela Angel; Arnelle Nuenos; Edna Avilla; Princess Bustos; Male Speaker; Lorena Guzman; Valerie Fernandez; Michael Bain; Lauren Garcia; Ada Chan; Female Speaker; Male Speaker; Female Speaker; Olague Velasco; Mary Roque; Female Speaker; Daz Lombares; Ava Chung; Glenn Jermahonda; Robert Bishop; Sue Hestor; Male Speaker; Angelica Cabande; spoke in support of the appeal. John Rahaim, Director, Dan Sider, Michael Jacinto, and Sarah Jones (Planning Department); Ken Rich and Anne Taupier (Office of Economic and Workforce Development); Kate Hartley (Mayor's Office of Housing and Community Development); Kevin Guy, Director (Office of Short-Term Rental Administration and Enforcement); provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Tay Via, Coblentz Patch Duffy & Bass LLP (Project Sponsor); provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. Gabriel Metcalfe (SPUR); Jennifer Warbreck; Rudy Corpuz (United Playaz); Male Speaker; Male Speaker; Tessa Valeria; Sharon McVeigh Pettigrew (McVeigh Family); Randy Rallison; Laura Clark; Marcus Meswelll; John Jensen; Sonya; Michael Theriault (San Francisco Building Trades Council); Katy Lamont; Gisele Sansome; Moyea; Danny Campbell (Sheet Metal, Local 104); Female Speaker; Virginia Grandi (Yerba Buena Alliance); Rose Cabrera; Angelina Levo; Conception Zamora; Mellie Salveda; Josephina Caldana; Paulie; Male Speaker; Katherine Hans Vot Rotes Schild Zitler; Donald Guzman; Joel Koppel (IBEW Local 6); Ray Balberan; Martine Suise; Male Speaker; Female Speaker; Stephanie Manchevez; Nati Galinato; Karen Lynn Kava; Misha Olivas; Heather Philips; spoke in support of the project and in opposition to the appeal. Jaymee Faith Cadiz Sagisi (Appellant); provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

(During public comment in support of the appeals, the Board momentarily lost quorum when Supervisors Avalos, Breed, Christensen, Kim, Tang, and Yee were noted not present at 7:58 p.m. Quorum was restored at 7:58 p.m. when President Breed was noted present immediately thereafter. During the momentary loss of quorum, no actions were taken by the Board.)

151055 [Affirming Final Environmental Impact Report Certification - 5M Project]

Motion affirming the Planning Commission's certification of the Final Environmental Impact Report prepared for the project located at 925 Mission Street and nearby parcels, also known as the 5M Project. (Clerk of the Board)

Motion No. M15-166

Supervisor Kim, seconded by Supervisor Cohen, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

151056 [Reversing Final Environmental Impact Report Certification - 5M Project]

Motion reversing the Planning Commission's certification of the Final Environmental Impact Report prepared for the project located at 925 Mission Street and nearby parcels, also known as the 5M Project. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Cohen, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

151057 [Preparation of Findings to Reverse the Final Environmental Impact Report Certification - 5M Project]

Motion directing the Clerk of the Board to prepare findings related to reversing the Planning Commission's certification of the Final Environmental Impact Report prepared for the project located at 925 Mission Street and nearby parcels, also known as the 5M Project. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Cohen, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

SPECIAL ORDER 3:00 P.M.

151058 [Public Hearing - Appeal of Conditional Use Authorizations - 5M Project]

Hearing of persons interested in or objecting to the Planning Commission certification, dated September 17, 2015, by Motion Nos. 19467, 19468, 19469, 19470, 19471, 19472, and 19473, relating to approval of Conditional Use Authorizations and approvals of allocation of office square footage identified in Planning Case No. 2011.0409ENV/CUA/DVA/OFA/MAP/PCA/SHD, for the proposed mixed-use project located at 925 Mission Street and nearby parcels, also known as the 5M Project, consisting of approximately 821,300 square feet of residential uses, 807,600 square feet of office uses, and 68,700 square feet of other active ground floor uses, as well as vehicular and bicycle parking, loading facilities, private and publicly accessible open space, and streetscape and public-realm improvements. (District 6) (Appellant: Rachel Mansfield-Howlett, on behalf of South of Market Action Committee, South of Market Community Action Network, Save Our SoMa, and Friends of Boeddeker Park) (Filed October 19, 2015). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Rachel Mansfield-Howlett, on behalf of the South of Market Committee, South of Market Community Action Network, and Friends of Boeddeker Park (Appellant); provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. M. M. D. Wright; Jane Weil; Jackie Garsha; Ms. Silverstein; Betty Traynor (Friends of Boeddeker Park); Michael Lyon (Grey Panthers/Senior Action Disability); Saul Rockman; Theresa Imperial; Victoria Napighit; Luz Francisco; Rose Eger; Leslie Dreyer (Housing Rights Committee); Ms. Lewis; Patricia Kerman; Otto Duffy; Tes Welborn; Tony Robles; Rico Rubilio; Jayward; Micah; Darius; Robert Abad; Vivian Abull; Male Speaker; Lavette Arnold; Jason Wynan; Prince Olong; Tony; Female Speaker; Female Speaker; Gary Gregerson; Jenna Awas; Male Speaker; Teresa Adalgas; Sylvia Johnson; Mariam; Sicurro; Jasmine Who; Alonzo Rooney; Hiroshi Fukuda (Richmond Community Association); Chris Durazo; Julie Borbonio; Chris Keenas; Tom Gilberty; Andrew; Tina Shaw (Gabriela); Karyn Smoot; Mario Yedidia (San Francisco Rising Alliance); Andy Blue (Plaza 16 Coalition); Jason Buyane; Mike Sous; Angela Angel; Arnelle Nuenos; Edna Avilla; Princess Bustos; Male Speaker; Lorena Guzman; Valerie Fernandez; Michael Bain; Lauren Garcia; Ada Chan; Female Speaker; Male Speaker; Female Speaker; Olague Velasco; Mary Roque; Female Speaker; Daz Lombares; Ava Chung; Glenn Jermahonda; Robert Bishop; Sue Hestor; Male Speaker; Angelica Cabande; spoke in support of the appeal. John Rahaim, Director, Dan Sider, Michael Jacinto, and Sarah Jones (Planning Department); Ken Rich and Anne Taupier (Office of Economic and Workforce Development); Kate Hartley (Mayor's Office of Housing and Community Development); Kevin Guy, Director (Office of Short-Term Rental Administration and Enforcement); provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Tay Via, Coblentz Patch Duffy & Bass LLP (Project Sponsor); provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. Gabriel Metcalfe (SPUR); Jennifer Warbreck; Rudy Corpuz (United Playaz); Male Speaker; Male Speaker; Tessa Valeria; Sharon McVeigh Pettigrew (McVeigh Family); Randy Rallison; Laura Clark; Marcus Meswelll; John Jensen; Sonya; Michael Theriault (San Francisco Building Trades Council); Katy Lamont; Gisele Sansome; Moyea; Danny Campbell (Sheet Metal, Local 104); Female Speaker; Virginia Grandi (Yerba Buena Alliance); Rose Cabrera; Angelina Levo; Conception Zamora; Mellie Salveda; Josephina Caldana; Paulie; Male Speaker; Katherine Hans Vot Rotes Schild Zitler; Donald Guzman; Joel Koppel (IBEW Local 6); Ray Balberan; Martine Suise; Male Speaker; Female Speaker; Stephanie Manchevez; Nati Galinato; Karen Lynn Kava; Misha Olivas; Heather Philips; spoke in support of the project and in opposition to the appeal. Jaymee Faith Cadiz Sagisi (Appellant); provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

(During public comment in support of the appeals, the Board momentarily lost quorum when Supervisors Avalos, Breed, Christensen, Kim, Tang, and Yee were noted not present at 7:58 p.m. Quorum was restored at 7:58 p.m. when President Breed was noted present immediately thereafter. During the momentary loss of quorum, no actions were taken by the Board.)

151059 [Approving Conditional Use Authorizations - 5M Project]

Motion approving the decision of the Planning Commission by its Motion Nos. 19469, 19470, 19471, 19472, and 19473 approving conditional use authorizations for property located at 925 Mission Street and nearby parcels, also known as the 5M Project, and identified in Planning Case No. 2011.0409ENV/CUA/DVA/OFA/MAP/PCA/SHD; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Motion No. M15-167

Supervisor Kim, seconded by Supervisor Tang, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

151060 [Reversing Conditional Use Authorizations - 5M Project]

Motion reversing the decision of the Planning Commission by its Motion Nos. 19469, 19470, 19471, 19472, and 19473 approving conditional use authorizations for property located at 925 Mission Street and nearby parcels, also known as the 5M Project, reviewed in Planning Case No. 2011.0409ENV/CUA/DVA/OFA/MAP/PCA/SHD. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Tang, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

151061 [Preparation of Findings to Reverse Conditional Use Authorizations - 5M Project]

Motion directing the Clerk of the Board to prepare findings relating to reversing the proposed conditional use authorizations for property located at 925 Mission Street and nearby parcels, also known as the 5M Project, reviewed in Planning Case No. 2011.0409ENV/CUA/DVA/OFA/MAP/PCA/SHD. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Tang, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

151170 [Approving Office Allocation Approvals - 5M Project]

Motion approving the decision of the Planning Commission by its Motion Nos. 19467 and 19468 approving the allocation of office square footage under the 2014-2015 Annual Office Development Limitation Program pursuant to Planning Code, Sections 320 through 325, for two buildings known as the "H1 Site" (Assessor's Block No. 3275, Lot Nos. 005, 006, 008, 009, 012, and 098) and the "M1 Site" (Assessor's Block No. 3275, Lot No. 93), part of the 5M Project, located at 925 Mission Street and nearby parcels and identified in Planning Case No. 2011.0409ENV/CUA/DVA/OFA/MAP/PCA/SHD; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Motion No. M15-168

Supervisor Kim, seconded by Supervisor Yee, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

151171 [Reversing Office Allocation Approvals - 5M Project]

Motion reversing the decision of the Planning Commission by its Motion Nos. 19467 and 19468 approving the allocation of office square footage under the 2014-2015 Annual Office Development Limitation Program pursuant to Planning Code, Sections 320 through 325, for two buildings known as the "H1 Site" (Assessor's Block No. 3275, Lot Nos. 005, 006, 008, 009, 012, and 098) and the "M1 Site" (Assessor's Block No. 3275, Lot No. 93), part of the 5M Project for property located at 925 Mission Street and nearby parcels, also known as the 5M Project, reviewed in Planning Case No. 2011.0409ENV/CUA/DVA/OFA/MAP/PCA/SHD. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Yee, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

151172 [Preparation of Findings to Reverse Office Allocation Approvals - 5M Project]

Motion directing the Clerk of the Board to prepare findings relating to reversing office allocation approvals for property located at 925 Mission Street and nearby parcels, also known as the 5M Project, in Planning Case No. 2011.0409ENV/CUA/DVA/OFA/MAP/PCA/SHD. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Yee, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

Referred Without Recommendation from the Land Use and Transportation Committee

150932 [General Plan - Fifth and Mission Special Use District]

Ordinance amending the General Plan of the City and County of San Francisco by amending Map 1 of the Downtown Plan to reclassify Lot Nos. 005, 006, 008, 009, 012, and 098 in Assessor's Block No. 3725 as C-3-S (Downtown Support); amending Map 5 of the Downtown Plan to reclassify the height and bulk limits in accordance with the Fifth and Mission Special Use District and Sectional Map HT001; amending Figures 2, 3, and 4 of the Downtown Plan to refer to the Fifth and Mission Special Use District, Planning Code, Section 249.74; amending Maps 4 and 5 of the Urban Design Element to refer to the Fifth and Mission Special Use District; amending Maps 2, 3, 5, and 7 of the South of Market Area Plan to remove Lot Nos. 005, 006, 008, 009, 012, and 098 in Assessor's Block No. 3725 from the boundaries of the South of Market Area Plan; and adopting findings, including environmental findings, Section 340 findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

(Pursuant to Charter, Section 4.105, and Planning Code, Section 340(d), if the Board of Supervisors fails to finally act on a General Plan Amendment within 90 days of receipt from the Planning Commission, the Amendment shall be deemed approved. Transmittal Date: September 18, 2015.)

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

150787 [Planning Code, Zoning Map - Fifth and Mission Special Use District]

Sponsor: Mayor

Ordinance amending the Planning Code to add Section 249.74 to create the Fifth and Mission Special Use District; amending Zoning Sectional Maps ZN001, SU001, and HT001 to reflect the Fifth and Mission Special Use District; and making environmental findings, including a statement of overriding considerations, and findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and findings pursuant to Planning Code, Section 302. (Economic Impact)

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Yee, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED on Page 11, Line 16, by adding 'Any open space used to satisfy child care licensing or other requirements may be used in calculating residential and non-residential open space requirements within the District.' at the end of Section 249.74(d)(7)(A). The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
(Economic Impact)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

150788 [Development Agreement - 5M Project, LLC - Fifth and Mission Project]

Sponsor: Mayor

Ordinance approving a Development Agreement between the City and County of San Francisco and 5M Project, LLC, a Delaware limited liability company, for the Fifth and Mission Project at the approximately 4-acre site located at Fifth Street between Mission and Howard Streets, with various public benefits including a minimum percentage of affordable housing; making findings under the California Environmental Quality Act, findings of conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b); approving the use of Impact Fees and Exactions for affordable housing and other community benefits, as set forth in the Development Agreement, and waiving any conflicting provision in Planning Code, Article 4, or Administrative Code, Article 10; authorizing the acquisition of real property at 967 Mission Street for affordable housing; and confirming compliance with or waiving certain provisions of Administrative Code, Chapters 14B and 56, and ratifying certain actions taken in connection therewith.

(Economic Impact)

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Yee, seconded by Supervisor Cohen, moved to amend the Development Agreement by adding a new 'Section 7.9. Child Care Use.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Kim, seconded by Supervisor Yee, moved to amend the Development Agreement by: 1) increasing the Filipino Cultural Heritage District funding from $300,000 to $800,000; 2) directing specified youth development funds to the Mayor's Office of Housing and Community Development for the SOMA Community Stabilization Fund; 3) directing specified workforce funds to the Mayor's Office of Housing and Community Development for the SOMA Community Stabilization Fund; 4) adding a supplemental community benefits fee; and 5) adding language to Exhibit B regarding construction of Mary Court West with the construction of the first building. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee

Noes: 3 - Avalos, Campos, Mar

President Breed recessed the meeting at 10:47 p.m. and reconvened the meeting at 10:56 p.m. Upon reconvening, all members were noted present.

SPECIAL ORDER 3:00 P.M.

151015 [Public Hearing - Appeal of Final Environmental Impact Report Certification - 75 Howard Street]

Hearing of persons interested in or objecting to the Planning Commission's certification, dated September 3, 2015, of a Final Environmental Impact Report identified as Planning Case No. 2011.1122E, through its Motion No. 19449, for the proposed demolition of the existing eight-level parking garage and construction of a 20-story-over-basement, approximately 220-foot tall building with up to 133 dwelling units, approximately 5,824 square feet of ground floor retail space, and 100 off-street parking spaces at 75 Howard Street. (District 6) (Appellant: Dave Osgood, on behalf of Rincon Point Neighbors Association) (Filed October 5, 2015). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. David Osgood (Appellant); provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Elise Frosier; Tes Welborn; Hiroshi Fukuda; Tom Gilberty; Bree Munam; Sue Hestor; spoke in support of the appeal. Don Lewis, Sue Michaelson, Sarah Jones and Lisa Gibson (Planning Department); provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Mary Murphy, Gibson Dunn (Project Sponsor); provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. Joel Koppel (IBEW Local 6); Female Speaker; Tim Collen (San Francisco Housing Coalition); Male Speaker; Danny Campbell (Sheet Metal, Local 104); M. M. D. Wright; spoke in support of the project and in opposition to the appeal. David Osgood (Appellant); provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

151016 [Affirming Final Environmental Impact Report Certification - 75 Howard Street Project]

Motion affirming the Planning Commission's certification of the Final Environmental Impact Report prepared for the project located at 75 Howard Street. (Clerk of the Board)

Motion No. M15-169

Supervisor Kim, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151017 [Reversing Final Environmental Impact Report Certification - 75 Howard Street Project]

Motion reversing the Planning Commission's certification of the Final Environmental Impact Report prepared for the project located at 75 Howard Street. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151018 [Preparation of Findings to Reverse the Final Environmental Impact Report Certification - 75 Howard Street Project]

Motion directing the Clerk of the Board to prepare findings related to reversing the Planning Commission's certification of the Final Environmental Impact Report for the project located at 75 Howard Street. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMITTEE REPORTS

151070 [Settlement of Unlitigated Claim - Gonzalina Morales - $35,759.85]

Resolution approving the settlement of the unlitigated claim filed by Gonzalina Morales against the City and County of San Francisco for $35,759.85; claim was filed on February 10, 2015. (City Attorney)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151071 [Settlement of Unlitigated Claim - Scott Falcone and Ayala Mirande - $66,000]

Resolution approving the settlement of the unlitigated claim filed by Scott Falcone and Ayala Mirande against the City and County of San Francisco for $66,000; claim was filed on March 17, 2015. (City Attorney)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151072 [Settlement of Unlitigated Claim - Larry Wasserman - $50,000]

Resolution approving the settlement of the unlitigated claim filed by Larry Wasserman against the City and County of San Francisco for $50,000; claim was filed on March 5, 2015. (City Attorney)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151073 [Settlement of Unlitigated Claim - UCS Dungaree Company - $28,731.71]

Resolution approving the settlement of the unlitigated claim filed by UCS Dungaree Company against the City and County of San Francisco for $28,731.71; claim was filed on May 22, 2015. (City Attorney)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151074 [Settlement of Unlitigated Claim - Lawrence LaBianca - $63,156.84]

Resolution approving the settlement of the unlitigated claim filed by Lawrence LaBianca against the City and County of San Francisco for $63,156.84; claim was filed on May 13, 2015. (City Attorney)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Male Speaker; expressed concerns relating to construction project approvals.
Male Speaker; expressed various religious concerns.
Tom Gilberty; expressed concerns relating to affordable housing and rent control.
M. M. D. Wright; expressed concerns relating to affordable housing.

IMPERATIVE AGENDA

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

Supervisor Mar, seconded by Supervisor Wiener, moved ADOPTION of the serious injury finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Mar, seconded by Supervisor Avalos, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151173 [Supporting Student Concerns to Giving Pouring Rights to Sugary Drink Companies at San Francisco State University]

Sponsors: Mar; Wiener, Cohen and Avalos

Resolution supporting student concerns to giving pouring rights to sugary drink companies at San Francisco State University (SFSU), to urge SFSU to consider minimizing the negative impacts of advertisement and sugary beverages, and to consider healthy beverage guidelines for beverages sold and served on campus.

The President inquired as to whether any member of the public wished to address the Board relating to supporting student concerns on giving pouring rights to sugary drink companies at San Francisco State University as referenced in File No. 151173. Clement; Delia; spoke in support of the proposed Resolution. The President declared public comment closed.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCE

151163 [Settlement of Lawsuit - New Cingular Wireless, LLC, Donald Sipple, John Simon, Kark Simonsen, and Christopher Jacobs - $3,038,832]

Ordinance authorizing settlement of the lawsuit filed by New Cingular Wireless, LLC, Donald Sipple, John Simon, Karl Simonsen, and Christopher Jacobs against the City and County of San Francisco for $3,038,832; the lawsuit was filed on May 27, 2011, in Los Angeles Superior Court, Case No. BC462270; entitled Donald Sipple, et al. v. City Of Alameda, et al.; other material terms of said settlement are dismissal of the cross-complaint filed by the City and County of San Francisco against New Cingular Wireless, LLC, and AT&T Mobility, LLC. (City Attorney)

11/09/15; RECEIVED FROM DEPARTMENT.

11/17/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

151165 [Apply for Grant - United States Department of Housing and Urban Development - Continuum of Care Program - Not to Exceed $33,000,000]

Resolution approving the 2015 grant application for the United States Department of Housing and Urban Development Continuum of Care Program in an amount not to exceed $33,000,000; and fulfilling the Board of Supervisors' review and approval process for all annual or otherwise recurring grants of $5,000,000 or more. (Human Services Agency)

10/26/15; RECEIVED FROM DEPARTMENT.

11/17/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151166 [Mental Health Services Act Annual Report - FY2015-2016]

Resolution authorizing adoption of the Mental Health Services Act Annual Report FY2015-2016. (Public Health Department)

10/28/15; RECEIVED FROM DEPARTMENT.

11/17/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

151167 [Contract Amendment - Addiction, Research and Treatment, dba BAART - Behavioral Health Services - Not to Exceed $52,724,278]

Resolution retroactively approving amendment number three to the Department of Public Health contract for behavioral health services with Addiction, Research and Treatment, doing business as BAART, to extend the contract by three years, from July 1, 2010, through June 30, 2015, to July 1, 2010, through June 30, 2018, with a corresponding increase of $26,681,213 for a total amount not to exceed $52,724,278. (Public Health Department)

11/02/15; RECEIVED FROM DEPARTMENT.

11/17/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151168 [Agreement Amendment - APX, Inc. - Power Scheduling Coordination and Related Support Services - Not to Exceed $105,000,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute the first amendment to Agreement No. CS-344, Power Scheduling Coordination and Related Support Services, with APX, Inc., increasing the not to exceed amount by $100,000,000, for a total not-to-exceed amount of $105,000,000, and with no change to the five-year agreement duration, to allow for the payment of the California Independent System Operator (CAISO) power transmission charges. (Public Utilities Commission)

11/05/15; RECEIVED FROM DEPARTMENT.

11/17/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151169 [Water Enterprise Agreement - Planning and Design Services, Mountain Tunnel Improvements - Not to Exceed $21,000,000]

Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to negotiate and execute Hetch Hetchy Water and Power funded Agreement No. CS-249, Planning and Design Services, Mountain Tunnel Improvements, for an amount not to exceed $21,000,000, and with a duration of up to ten years, pursuant to Charter, Section 9.118. (Public Utilities Commission)

11/06/15; RECEIVED FROM DEPARTMENT.

11/17/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned on November 18, 2015, at the hour of 12:36 a.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

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90
#69
12/1/15

Tuesday, December 1, 2015 - 2:00 PM

GOVERNMENT
DOCUMENTS DEPT
DEC - 4 2015
SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Fewer, Haney, Walton	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

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ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:04 p.m. On the call of the roll, Supervisor Kim was not present. There was a quorum.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of October 20, 2015. There were no corrections.

Supervisor Campos, seconded by Supervisor Christensen, moved to approve the Board Meeting Minutes of October 20, 2015. The motion carried by the following vote, following general public comment:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

AGENDA CHANGES

There were no agenda changes.

Supervisor Kim was noted present at 2:07 p.m.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

There were no questions submitted from Supervisors representing the odd districts. Mayor Edwin Lee addressed the Board of Supervisors relating to World AIDS Day and "Getting to Zero," Mila (Dog Mayor of the Day) and oddLucca (runner-up Deputy Dog Mayor), and thanked Supervisor Julie Christensen for her service and contributions during her tenure as a member of the Board of Supervisors. Following public comment this matter was filed. No further action was taken.

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

150986 [Settlement of Lawsuit - Appropriation - Zenaida Alejandrino - $209,506.50]

Ordinance authorizing settlement of the lawsuit filed by Zenaida Alejandrino against the City and County of San Francisco for $209,506.50; the lawsuit was filed on May 22, 2014, in San Francisco Superior Court, and removed and filed in United States District Court, Northern District of California, Case No. CV 14-2866 JSC; entitled Zenaida Alejandrino v. City and County of San Francisco; and appropriating San Francisco Public Utilities Commission funds for payment of the settlement amount. (City Attorney)

PASSED, ON FIRST READING

151021 [Settlement of Lawsuit - Cal State Constructors, Inc. - $500,000]

Ordinance authorizing settlement of the lawsuit filed by Cal State Constructors, Inc. ("Cal State") against the City and County of San Francisco for $500,000; the lawsuit was filed on November 25, 2014, in the Superior Court of California, County of San Francisco, Case No. CGC-14-542910; entitled Cal State Constructors, Inc. v. City and County of San Francisco; other material terms of said settlement are that the City reserves all rights to pursue claims against Cal State for, and Cal State shall retain responsibility for, latent defects; all extant express and implied warranties under the contract shall remain in full force and effect; Cal State will defend, indemnify, and hold the City harmless from all subcontractor claims; the City and Cal State will execute a mutual release; and the City and Cal State will each bear its own fees and costs. (City Attorney)

PASSED, ON FIRST READING

151022 [Settlement of Lawsuit - Neal Schon, Michaele Schon, and N & M Productions, Inc. - $290,000]

Ordinance authorizing settlement of the lawsuit filed by Neal Schon, Michaele Schon, and N & M Productions, Inc., against the City and County of San Francisco for $290,000; the lawsuit was filed on February 6, 2015, in United States District Court for the Northern District of California, Case No. CV-15-00581; entitled Neal Schon, Michaele Schon, and N & M Productions, Inc. v. City and County of San Francisco, Philip Ginsburg in his Individual and Official Capacity, Dana Ketcham in her Individual Capacity, and Diane Rea in her Individual Capacity; other material terms of said settlement are waiver of San Francisco Municipal Transportation Agency (SFMTA) Invoice (#EF14-063) in the amount of $1,139.04. (City Attorney)

PASSED, ON FIRST READING

151064 [Settlement of Lawsuit - Mercy Ambat - $900,000]

Ordinance authorizing settlement of the lawsuit filed by Mercy Ambat, et al., against the City and County of San Francisco for $900,000; the lawsuit was filed on July 7, 2007, in United States District Court of Northern California, Case No. 07-3622; entitled Mercy Ambat, et al. v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

151068 [Settlement of Lawsuit - Marcel Thomas - $35,000]

Ordinance authorizing settlement of the lawsuit filed by Marcel Thomas against the City and County of San Francisco for $35,000; the lawsuit was filed on March 12, 2014, in U.S. District Court, Northern District of California, Case No. CV-14-01165; entitled Marcel Thomas v. San Francisco Police Officers Yaroslav Shablinskiy (#2262), et al. (City Attorney)

PASSED, ON FIRST READING

151069 [Settlement of Unlitigated Claim - Pacific Gas and Electric Corporation - $318,369.36]

Resolution approving the settlement of the unlitigated claim filed by the Pacific Gas and Electric Corporation against the City and County of San Francisco for $318,369.36; claim was filed on July 20, 2015. (City Attorney)

ADOPTED

151075 [Settlement of Unlitigated Claim - Stantec Architecture, Inc. - City to Withhold $108,000.60 of Contract Balance]

Resolution approving settlement of the unlitigated claim by the City and County of San Francisco against Stantec Architecture, Inc. ("Stantec"), for $108,000.60, which the City will withhold from the remaining balance on the contract between the City and Stantec. (City Attorney)

ADOPTED

Recommendation of the Land Use and Transportation Committee

150587 [Building and Planning Codes - Notice to Tenants of Dwelling Unit Merger or Demolition]

Sponsors: Wiener; Tang and Farrell

Ordinance amending the Building and Planning Codes to require written and posted notice to all tenants of a building in which demolition or merger of a dwelling unit is proposed; requiring an affidavit and notice if kitchens, stoves or bathrooms would be removed; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED

Recommendation of the Rules Committee

151160 [Appointment, Park, Recreation and Open Space Advisory Committee - Steffan Franz]

Motion appointing Steffan Franz, term ending February 1, 2017, to the Park, Recreation and Open Space Advisory Committee. (Clerk of the Board)

Motion No. M15-170

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Referred Without Recommendation from the Land Use and Transportation Committee

150932 [General Plan - Fifth and Mission Special Use District]

Ordinance amending the General Plan of the City and County of San Francisco by amending Map 1 of the Downtown Plan to reclassify Lot Nos. 005, 006, 008, 009, 012, and 098 in Assessor's Block No. 3725 as C-3-S (Downtown Support); amending Map 5 of the Downtown Plan to reclassify the height and bulk limits in accordance with the Fifth and Mission Special Use District and Sectional Map HT001; amending Figures 2, 3, and 4 of the Downtown Plan to refer to the Fifth and Mission Special Use District, Planning Code, Section 249.74; amending Maps 4 and 5 of the Urban Design Element to refer to the Fifth and Mission Special Use District; amending Maps 2, 3, 5, and 7 of the South of Market Area Plan to remove Lot Nos. 005, 006, 008, 009, 012, and 098 in Assessor's Block No. 3725 from the boundaries of the South of Market Area Plan; and adopting findings, including environmental findings, Section 340 findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

(Pursuant to Charter, Section 4.105, and Planning Code, Section 340(d), if the Board of Supervisors fails to finally act on a General Plan Amendment within 90 days of receipt from the Planning Commission, the Amendment shall be deemed approved. Transmittal Date: September 18, 2015.)

FINALLY PASSED by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

150787 [Planning Code, Zoning Map - Fifth and Mission Special Use District]
Sponsor: Mayor

Ordinance amending the Planning Code to add Section 249.74 to create the Fifth and Mission Special Use District; amending Zoning Sectional Maps ZN001, SU001, and HT001 to reflect the Fifth and Mission Special Use District; and making environmental findings, including a statement of overriding considerations, findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and findings pursuant to Planning Code, Section 302.
(Economic Impact)

FINALLY PASSED by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

150788 [Development Agreement - 5M Project, LLC - Fifth and Mission Project]
Sponsor: Mayor

Ordinance approving a Development Agreement between the City and County of San Francisco and 5M Project, LLC, a Delaware limited liability company, for the Fifth and Mission Project at the approximately 4-acre site located at Fifth Street between Mission and Howard Streets, with various public benefits including a minimum percentage of affordable housing; making findings under the California Environmental Quality Act, findings of conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b); approving the use of Impact Fees and Exactions for affordable housing and other community benefits, as set forth in the Development Agreement, and waiving any conflicting provision in Planning Code, Article 4, or Administrative Code, Article 10; authorizing the acquisition of real property at 967 Mission Street for affordable housing; and confirming compliance with or waiving certain provisions of Administrative Code, Chapters 14B and 56, and ratifying certain actions taken in connection therewith.
(Economic Impact)

FINALLY PASSED by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Mar

Recommendation of the Land Use and Transportation Committee

150622 [Administrative, Planning Codes - Preferences in Affordable Housing Programs]
Sponsors: Mayor; Christensen, Cohen, Breed, Wiener and Farrell

Ordinance amending the Administrative Code to clarify existing preferences in allocating City affordable housing units first to Certificate of Preference holders and second to tenants evicted under the Ellis Act, expand the second category of preference for eligible tenants displaced under the Ellis Act to include certain tenants displaced through an Owner Move-In or OMI eviction, and create a third preference for residents in the neighborhood where the affordable housing is located; to make conforming amendments to provisions of the Administrative and Planning Codes; to affirm the Planning Department's determination under the California Environmental Quality Act; and to make findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Wiener, Yee
Noes: 2 - Mar, Tang

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Supervisor Farrell Excused from Voting

Supervisor Mar, seconded by Supervisor Campos, moved that Supervisor Farrell be excused from voting on File Nos. 150988, 150987, and 151076. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Farrell

Supervisor Farrell was noted not present at 2:12 p.m.

File Nos. 150988, 150987, and 151076 were called together.

150988 [Airport Hotel Management Agreement, Cash Management and Lockbox Agreement - Hyatt Corporation - On-Airport Hotel at San Francisco International Airport - Not to Exceed $19,945,420]

Resolution approving the award of a Hotel Management Agreement and a Cash Management and Lockbox Agreement to Hyatt Corporation for a term of ten years to commence following opening of the hotel, with compensation not to exceed $19,945,420 relating to an on-Airport hotel at the San Francisco International Airport; approving the forms of the agreements and authorizing the execution and delivery thereof; approving certain related matters, as defined herein; and adopting environmental findings. (Airport Commission)
(Fiscal Impact)

Privilege of the floor was granted unanimously to John Martin, Director (San Francisco International Airport), who responded to questions raised throughout the discussion.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Farrell

150987 [Airport Commission Capital Plan Bonds - Up to $243,000,000 - Airport Commission Special Facility Bonds - $225,000,000 - Airport Hotel Financing]

Resolution approving the issuance of up to $243,000,000 aggregate principal amount of San Francisco Airport Commission Capital Plan Bonds and $225,000,000 aggregate principal amount of San Francisco Airport Commission Special Facility Bonds to finance a hotel at San Francisco International Airport; authorizing the execution and delivery of certain agreements related to such Bonds; and approving certain related matters. (Airport Commission)
(Fiscal Impact)

Privilege of the floor was granted unanimously to John Martin, Director (San Francisco International Airport), who responded to questions raised throughout the discussion.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Farrell

151076 [Appropriation - Airport Commission - Airport Hotel Project - FY2015-2016 - $473,450,000]

Sponsor: Mayor

Ordinance appropriating $473,450,000 consisting of $243,000,000 of proceeds from the sale of Airport Capital Plan Bonds and $450,000 from fund balance, and $230,000,000 of proceeds from Hotel Special Facility Revenue Bonds and other long-term financing sources to develop a hotel within the San Francisco International Airport, and placing $473,450,000 on Controller's Reserve pending receipt of proceeds of indebtedness and other financing sources.
(Fiscal Impact.)

Privilege of the floor was granted unanimously to John Martin, Director (San Francisco International Airport), who responded to questions raised throughout the discussion.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Farrell

Supervisor Farrell was noted present at 2:20 p.m.

150941 [Administrative Code - Establishing the Navigation Partnerships Fund]

Sponsors: Mayor; Farrell, Christensen and Cohen

Ordinance amending the Administrative Code to establish the Navigation Partnerships Fund.
(Fiscal Impact.)

Supervisor Cohen requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener
Noes: 1 - Yee

151001 [Appropriation and De-appropriation - Revenue Bond Proceeds for Parking Garage and Transit Projects to Radio Replacement and Pedestrian Projects - $9,437,587 - FY2015-2016]

Sponsors: Mayor; Breed

Ordinance appropriating and de-appropriating $9,437,587 consisting of $9,000,000 from Municipal Transportation Agency Series 2014A Revenue Bonds Proceeds for Parking Garage projects to support the Radio Replacement project and $437,587 from Municipal Transportation Agency Series 2013A Revenue Bonds Proceeds for Transit projects to Pedestrian projects in FY2015-2016.
(Fiscal Impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151003 [Contract Requirements - SF Access Paratransit Program - Prevailing Wage and Worker Retention Requirements]

Sponsors: Campos; Farrell, Breed and Cohen

Ordinance authorizing the Municipal Transportation Agency to include, in the next contract it executes for brokerage services for the SF Access Paratransit Program after issuing a competitive solicitation, provisions that require the contractor and subcontractors to pay prevailing wages to drivers, dispatchers and reservationists providing services for the SF Access Program, and to provide transitional employment and retention to the prior contractor's employees performing such services; and setting the prevailing wage rates for individuals providing services for the SF Access Program.
(Fiscal Impact.)

Supervisors Farrell, Breed, and Cohen requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151123 [Purchase and Sale of Electricity and Related Products and Services for CleanPowerSF - San Francisco Public Utilities Commission]

Sponsors: Mayor; Breed

Ordinance conditionally authorizing the San Francisco Public Utilities Commission (SFPUC) to enter into one or more agreements requiring expenditures of $10,000,000 or more for electric power and related products and services to launch the City's community choice aggregation program, CleanPowerSF, and authorizing the General Manager of the SFPUC to deviate from certain otherwise applicable requirements of City law in such agreements.
(Fiscal Impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151086 [Accept and Expend Grants - Trust for Public Land - Joseph L. Alioto Performing Arts Piazza ("Civic Center Plaza") Playgrounds - $10,000,000]

Sponsor: Mayor

Resolution retroactively authorizing the Recreation and Park Department to accept and expend grants of up to $10,000,000 from the Trust for Public Land for design and reconstruction of the playgrounds at the Joseph L. Alioto Performing Arts Piazza ("Civic Center Plaza"), and approving grant agreements with the Trust for Public Land for acceptance and performance of the grant services for the project term of November 5, 2014, through January 31, 2017.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151100 [Master License Agreements - Extenet Systems (California), LLC, GTE Mobilnet of California, LP, dba Verizon Wireless, and Mobilitie Investments III, LLC - Wireless Telecommunications Equipment on Transit Support Poles - Each to Exceed $1,000,000]

Resolution retroactively approving executed Master License Agreements between the City and County of San Francisco, Extenet Systems (California), LLC, GTE Mobilnet of California, LP, dba Verizon Wireless, and Mobilitie Investments III, LLC, for the installation of wireless telecommunications antennae and equipment on San Francisco Municipal Transportation Agency poles, each for an amount to exceed $1,000,000 and a term of nine years beginning September 22, 2014, November 30, 2014, and April 23, 2015, respectively; and affirming the Planning Department's determination under the California Environmental Quality Act. (Municipal Transportation Agency)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

File Nos. 151090, 151127, 151128, 151129, 151130, 151131, 151132, 151133, 151134, 151135, 151136, 151137, 151138, 151139, 151140, 151141, 151142, 151143, and 151149 were called together.

151090 [Multifamily Housing Revenue Bonds - 510 Folsom Street (also known as Transbay Block 9) - Not to Exceed $95,000,000]

Sponsor: Kim

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of tax exempt residential rental housing bonds in an aggregate principal amount not to exceed $95,000,000 to finance costs of the construction of 311 rental housing units to be located on the first 21 floors of a 42-story mixed use building to be constructed at 510 Folsom Street (also known as Transbay Block 9), and related parking and other improvements ("Project"); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the tax exempt residential rental housing bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of tax exempt residential rental housing bonds by the City in an aggregate principal amount not to exceed $95,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151127 [Multifamily Housing Revenue Bonds - 1855-15th Street - Not to Exceed $48,715,000]

Sponsors: Mayor; Wiener

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $48,715,000 for 1855-15th Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $48,715,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151128 [Multifamily Housing Revenue Bonds - 3850-18th Street - Not to Exceed $48,285,000]

Sponsors: Mayor; Wiener

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $48,285,000 for 3850-18th Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $48,285,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151129 [Multifamily Housing Revenue Bonds - 1760 Bush Street - Not to Exceed $44,005,000]

Sponsors: Mayor; Breed

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $44,005,000 for 1760 Bush Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $44,005,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151130 [Multifamily Housing Revenue Bonds - 2698 California Street - Not to Exceed $30,199,000]

Sponsors: Mayor; Farrell

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $30,199,000 for 2698 California Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $30,199,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151131 [Multifamily Housing Revenue Bonds - 330 and 320 Clementina Street - Not to Exceed $114,257,000]

Sponsors: Mayor; Kim

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $114,257,000 for 330 and 320 Clementina Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $114,257,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151132 [Multifamily Housing Revenue Bonds - 350 Ellis Street - Not to Exceed $81,426,000]

Sponsors: Mayor; Kim

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $81,426,000 for 350 Ellis Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $81,426,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151133 [Multifamily Housing Revenue Bonds - 938 Ellsworth Street - Not to Exceed $144,800,000]

Sponsors: Mayor; Campos

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $144,800,000 for 938 Ellsworth Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $144,800,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151134 [Multifamily Housing Revenue Bonds - 145 Guerrero Street - Not to Exceed $50,000,000]

Sponsors: Mayor; Wiener

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $50,000,000 for 145 Guerrero Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $50,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151135 [Multifamily Housing Revenue Bonds - 40 Harbor Road - Not to Exceed $156,080,000]

Sponsors: Mayor; Cohen

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $156,080,000 for 40 Harbor Road; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $156,080,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151136 [Multifamily Housing Revenue Bonds - 111 Jones Street and 3400-16th Street - Not to Exceed $30,000,000]

Sponsors: Mayor; Wiener

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $30,000,000 for 111 Jones Street and 3400-16th Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $30,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151137 [Multifamily Housing Revenue Bonds - 1750 McAllister Street - Not to Exceed $51,376,000]

Sponsors: Mayor; Breed

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $51,376,000 for 1750 McAllister Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $51,376,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151138 [Multifamily Housing Revenue Bonds - 1036 Mission Street - Not to Exceed $45,000,000]

Sponsor: Mayor

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $45,000,000 for 1036 Mission Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $45,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151139 [Multifamily Housing Revenue Bonds - 655, 711-795, and 895 Pacific Avenue - Not to Exceed $144,746,000]

Sponsors: Mayor; Christensen

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $144,746,000 for 655, 711-795, and 895 Pacific Avenue; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $144,746,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151140 [Multifamily Housing Revenue Bonds - 838 Pacific Avenue - Not to Exceed $136,949,000]

Sponsors: Mayor; Christensen

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $136,949,000 for 838 Pacific Avenue; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $136,949,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151141 [Multifamily Housing Revenue Bonds - 2451 Sacramento Street - Not to Exceed $46,918,000]

Sponsors: Mayor; Farrell

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $46,918,000 for 2451 Sacramento Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $46,918,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151142 [Multifamily Housing Revenue Bonds - 2501 Sutter Street - Not to Exceed $83,850,000]

Sponsors: Mayor; Breed

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $83,850,000 for 2501 Sutter Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $83,850,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151143 [Multifamily Housing Revenue Bonds - 1251 Turk Street - Not to Exceed $108,037,000]

Sponsors: Mayor; Breed

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $108,037,000 for 1251 Turk Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $108,037,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151149 [Multifamily Housing Revenue Bond - 1300-4th Street (also know as Mission Bay South Block 6 East) - Not to Exceed $75,000,000]

Sponsor: Kim

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $75,000,000 for 1300-4th Street (also known as Mission Bay South Block 6 East); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $75,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

150271 [Planning Code, Zoning Map - Rezoning Properties on Ocean Avenue]

Sponsor: Yee

Ordinance amending the Planning Code and the Zoning Map to rezone properties facing Ocean Avenue, between Phelan Avenue and Howth Street, from the RH-2 (Residential, House Districts, Two-Family) and RM-1 (Residential, Mixed Districts, Low Density) Use Districts to the Ocean Avenue Neighborhood Commercial Transit (NCT) District, and to include them in the existing Ocean Avenue NCT District; and adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151062 [General Plan Amendment - Rincon Hill Area Plan]

Sponsor: Kim

Ordinance amending the General Plan by amending the Rincon Hill Area Plan, Policies 3.3 and 3.4; making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and affirming the Planning Department's determination under the California Environmental Quality Act that the Amendment was within the scope of the Rincon Hill Area Plan and the Program Environmental Impact Report, which adequately analyzed this Amendment.

(Pursuant to Charter, Section 4.105, and Planning Code, Section 340(d), if the Board of Supervisors fails to finally act on a General Plan Amendment within 90 days of receipt from the Planning Commission, the Amendment shall be deemed approved. Transmittal Date: October 14, 2015.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151063 [Planning Code, Zoning Map - 525 Harrison Street]

Sponsor: Kim

Ordinance amending the Planning Code regarding bulk limits and exceptions to the tower separation requirements on 525 Harrison Street, Assessor's Block No. 3764, Lot No. 063; and amending the Zoning Map to redesignate a portion of Assessor's Block No. 3764, Lot No. 063, from a 65/400-R height and bulk district to a 65/250-R height and bulk district; affirming the Planning Department's determination under the California Environmental Quality Act that these Amendments were within the scope of the Rincon Hill Area Plan and the program Environmental Impact Report, which adequately analyzed these Amendments; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings under Planning Code, Section 302.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151077 [Administrative Code - Advertising Sugar-Sweetened Beverages on City Property]

Sponsor: Cohen

Ordinance amending the Administrative Code to remove prohibition on the advertising of sugar-sweetened beverages on City property.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151121 [Planning Code - Establishing a New Citywide Transportation Sustainability Fee]

Sponsors: Mayor; Wiener, Breed, Christensen, Cohen and Farrell

Ordinance amending the Planning Code by establishing a new citywide Transportation Sustainability Fee and suspending application of the existing Transit Impact Development Fee, with some exceptions, as long as the Transportation Sustainability Fee remains operative; applying the Transportation Sustainability Fee to Hospitals and Health Services; amending Section 401 to add definitions reflecting these changes; amending Section 406 to clarify affordable housing and homeless shelter exemptions from the Transportation Sustainability Fee; making conforming amendments to the Area Plan fees in Planning Code, Article 4; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including general findings, findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Farrell requested to be added as a co-sponsor.

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Cohen, seconded by Supervisor Avalos, moved that this Ordinance be AMENDED on Page 37, Line 21, 'Section 12. Scope of Ordinance,' by adding 'Specifically, the Board of Supervisors recognizes that Ordinance No. 200-15 (File No. 150790), was enacted on November 25, 2015, and has not yet become effective. This Ordinance does not supersede any portion of Ordinance No. 200-15 except as specifically provided herein, consistent with the Note. Section 411A.9 from Ordinance No. 200-15 was not included in this Ordinance, but was adopted by Ordinance No. 200-15, and should be included in the final codification of Section 411A.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Public Safety and Neighborhood Services Committee

150162 [Urging the Establishment of Fair and Effective Guidelines for Beach Fires at Ocean Beach]

Sponsors: Mar; Tang, Yee, Avalos, Wiener, Campos, Farrell and Cohen

Resolution urging the establishment of fair and effective guidelines for beach fires at Ocean Beach that protect the public's access to recreational activities and support environmental protection.

Supervisors Farrell and Cohen requested to be added as co-sponsors.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150868 [Edgewood Center for Children and Families Psychiatric Facility Designation Agreement]

Resolution designating Edgewood Center for Children and Families as an Evaluation and Treatment Facility, pursuant to California Welfare and Institutions Code, Sections 5150, 5585.50, and 5585.55, for youth ages 5 to 17; and authorizing the Director for Behavioral Health Services to enter into a Designation Agreement with said facility. (Public Health Department)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Rules Committee

151157 [Appointment, Small Business Commission - Miriam Zouzounis]

Motion appointing Miriam Zouzounis, term ending January 6, 2020, to the Small Business Commission. (Clerk of the Board)

Motion No. M15-171

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Tang, seconded by Supervisor Campos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Tang introduced, welcomed, and presented a Certificate of Honor to Mila King, Dog Mayor of the Day, and Lucca King, Deputy Dog Mayor of the Day, in recognition of their 2015 winning bid and for bringing awareness to rescue animals and the services of Animal Care and Control.

Supervisor Campos introduced, welcomed, and presented a Certificate of Honor to Utuma Belfrey, Rachael Langston, Marisa Diaz, Dolores Blanding, Dilraj Kahai, Anu Menon, and Margi English of the Equal Pay Advisory Board in recognition of their accomplishments and work towards achieving equal pay for all.

SPECIAL ORDER 3:00 P.M.

Supervisor Campos Excused from Voting

Supervisor Tang, seconded by Supervisor Yee, moved that Supervisor Campos be excused from voting on File Nos. 150858, 150859, 150860, and 150861. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

Supervisor Campos was noted not present at 4:20 p.m.

150858 [Public Hearing - Appeal of Tentative Map - 40 Bernal Heights Boulevard]

Hearing of persons interested in or objecting to the decision of Public Works dated August 24, 2015, approving a proposed four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010; and making environmental findings under the California Environmental Quality Act. (District 9) (Appellant: Betsy Brown and Chris Witteman, on behalf of Bernal/Powhattan Neighbors) (Filed September 3, 2015). (Clerk of the Board)

Supervisor Avalos provided opening remarks. The President inquired as to whether any member of the public wished to address the Board. Chris Witteman, on behalf of Bernal Heights Neighbors (Appellant), provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Jon Givner (Office of the City Attorney) responded to questions raised throughout the discussion. Ray Hartz; Steve Fritz-Rudser; Sylvia Johnson; Sandy Moritz; Female Speaker; Michael Lerner; Betsy Brown; Female Speaker; Michael Seed; spoke in support of the appeal. Bruce Storrs (Public Works) and AnMarie Rodgers (Planning Department) provided an overview of the decision of Public Works and responded to questions raised throughout the discussion. John Kevlin (Reuben, Junius & Rose LLP), on behalf of Ciaran and Patrick Harty (Project Sponsor), provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of Public Works. Chris Witteman, on behalf of Bernal Heights Neighbors (Appellant), provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

150859 [Approving Decision of Public Works and Approving the Tentative Map - 40 Bernal Heights Boulevard]

Motion approving decision of Public Works and approving the Tentative Map for a four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Motion No. M15-173

Supervisor Avalos, seconded by Supervisor Yee, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150860 [Disapproving Decision of Public Works and Disapproving the Tentative Map - 40 Bernal Heights Boulevard]

Motion disapproving decision of Public Works and disapproving the Tentative Map for a four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010. (Clerk of the Board)

Supervisor Avalos, seconded by Supervisor Yee, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

150861 [Preparation of Findings Related to the Tentative Map - 40 Bernal Heights Boulevard]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for a four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010. (Clerk of the Board)

Supervisor Avalos, seconded by Supervisor Yee, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Campos

Supervisor Campos was noted present at 5:05 p.m.

SPECIAL ORDER 3:00 P.M.

141018 [Public Hearing - Appeal of Tentative Map - 639 Peralta Avenue]

Hearing of persons interested in or objecting to the decision of Public Works, dated September 18, 2014, approving a Tentative Map for a 2-Unit New Construction Condominium Project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (District 9) (Appellant: Alexander M. Weyand, on behalf of William H. Bradley) (Filed September 29, 2014). (Clerk of the Board)

Supervisor Campos provided opening remarks. The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers.

Supervisor Campos, seconded by Supervisor Mar, moved that this Hearing be CONTINUED OPEN to the Board of Supervisors meeting of January 26, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The President CONTINUED the Hearing open to the Board of Supervisors meeting of January 26, 2016.

141019 [Approving Decision of Public Works and Approving the Tentative Parcel Map - 639 Peralta Avenue]

Motion approving decision of Public Works and approving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Mar, moved that this Motion be CONTINUED to the Board of Supervisors meeting of January 26, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

141020 [Disapproving Decision of Public Works and Disapproving the Tentative Parcel Map - 639 Peralta Avenue]

Motion disapproving decision of Public Works and disapproving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Mar, moved that this Motion be CONTINUED to the Board of Supervisors meeting of January 26, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

141021 [Preparation of Findings Related to the Tentative Parcel Map - 639 Peralta Avenue]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Mar, moved that this Motion be CONTINUED to the Board of Supervisors meeting of January 26, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 PM

151113 [Public Hearing - Appeal of Conditional Use Authorization - 22 Ord Court]

Hearing of persons interested in or objecting to the Planning Commission certification of a Conditional Use Authorization pursuant to Planning Code, Sections 303 and 306.7, for a project located 22 Ord Court, Assessor's Parcel Block No. 2619, Lot No. 067, identified in Planning Case No. 2013.1521CUAV, by Motion No. 19483, dated September 24, 2015, to permit lot coverage of a parcel to exceed 55%, and an increase to the existing square footage in excess of 3,000 square feet and/or more than 100% by constructing a new approximately 3,110 gross square foot two-story dwelling unit at the rear of the existing lot. (District 8) (Appellant: Jack Keating, on behalf of the Castro/Eureka Valley Neighborhood Association) (Filed October 26, 2015). (Clerk of the Board)

Supervisor Wiener provided openeing remarks. The President inquired as to whether any member of the public wished to address the Board. Miriam, on behalf of Jack Keating (Appellant), provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Sylvia Johnson; spoke in support of the appeal. AnMarie Rodgers (Planning Department) provided an overview of the decision of the Planning Commission and responded to questions raised throughout the discussion. Alan Murphy (Perkins Coie), on behalf of Kenneth Tam (Project Sponsor), provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Commission. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

151114 [Approving Conditional Use Authorization - 22 Ord Court]

Motion approving the decision of the Planning Commission by its Motion No. 19483, approving a Conditional Use Authorization identified as Planning Case No. 2013.1521CUAV on property located at 22 Ord Court, and adopting findings pursuant to Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151115 [Disapproving Conditional Use Authorization Decision and Approving Conditional Use Authorization with Additional Conditions - 22 Ord Court]

Motion disapproving the decision of the Planning Commission by its Motion No. 19483, approving a Conditional Use Authorization identified as Planning Case No. 2013.1521CUAV on property located at 22 Ord Court. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Farrell, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, to disapprove the Planning Commission's decision, approve a Conditional Use Authorization with additional conditions, and adopt findings pursuant to Planning Code, Section 101.1. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Motion disapproving the decision of the Planning Commission by its Motion No. 19483, approving a Conditional Use Authorization identified as Planning Case No. 2013.1521CUAV on property located at 22 Ord Court; approving a Conditional Use Authorization for the same Planning Case and property with additional conditions; and adopting findings pursuant to Planning Code, Section 101.1. (Clerk of the Board)

Motion No. M15-172

Supervisor Wiener, seconded by Supervisor Farrell, moved that this Motion be APPROVED AS AMENDED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151116 [Preparation of Findings Related to Conditional Use Authorization Appeal - 22 Ord Court]

Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' disapproval of the proposed Conditional Use Authorization identified as Planning Case No. 2013.1521CUAV on property located at 22 Ord Court. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Christopher Dahl; expressed support of free geothermal energy and its benefits.
Vladimir; expressed various concerns relating to fascism, evictions, and homelessness.
Andrew Yip; expressed various concerns with the Board.
Jackie; expressed concerns relating to the "March for Life."
Beverly Upton; expressed her support of the Resolution amending the Imminent Danger Policy pertaining to victims of domestic violence.
Tom Gilberty; expressed concerns relating to public comment and affordable housing.
Sylvia Johnson; expressed various concerns with the Board.
Ray Hartz; shared concerns relating to Sunshine Ordinance Task Force complaints against President Breed and Supervisor Farrell (see additional information submitted on Page 33).

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

151197 [World Prematurity Day - November 17, 2015]

Sponsor: Farrell

Resolution declaring November 17, 2015, as World Prematurity Day in the City and County of San Francisco.

ADOPTED

151209 [Declaration of Election Results - November 3, 2015 - Consolidated Municipal Election]

Resolution declaring the results of the November 3, 2015, Consolidated Municipal Election. (Clerk of the Board)

ADOPTED

151218 [Final Map 8674 - Portions of Treasure Island and Yerba Buena Island]

Motion approving Final Map 8674, a 43 lot subdivision, being a subdivision of Assessor's Block No. 1939, Lot Nos. 001 (Treasure Island) and 002 (Yerba Buena Island), comprised of Lot Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 19, 21, 23, 24, A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V (Macalla Road), X (Yerba Buena Road), and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-175

APPROVED

151219 [Final Map 8629 - 101 Polk Street]

Motion approving Final Map 8629, a 162 residential unit Condominium Project, located at 101 Polk Street, being a subdivision of Assessor's Block No. 0811, Lot No. 031, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-176

APPROVED

151220 [Final Map 8456 - 1634-1690 Pine Street]

Motion approving Final Map 8456, a 2 lot vertical subdivision, a 114 residential unit and 2 commercial unit, mixed-use Condominium Project within parcel A, and a 145 residential unit condominium project within parcel B, located 1634-1690 Pine Street, being a subdivision of Assessor's Block No. 0647, Lot Nos. 007, 008, 009, 010, 011, and 011a, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-177

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

151203 [Board of Supervisors Regular Meeting Schedule - 2016]

Motion establishing the 2016 Board of Supervisors Regular Meeting Schedule pursuant to Board of Supervisors Rules of Order, Sections 4.2, and 4.2.1 by cancelling the Board meetings of January 5, January 19, February 16, March 29, May 31, July 5, October 11, and November 8 and 22, 2016; and all Board and Committee meetings during the summer and winter breaks from August 3 through September 5, and December 16 through December 31, 2016; and further suspending portions of Board Rule 4.2. to effectuate certain dates within the regular meeting schedule to augment the flow of business. (Clerk of the Board)

Supervisor Cohen, seconded by Supervisor Farrell, moved that this Motion be AMENDED on Page 1, Line 5, by striking 'March 29', Line 6, by adding 'spring', Line 7, by adding 'March 28 through April 1', and Line 8, by striking '16' and adding '14'; and Page 2, Lines 8-10, by striking 'FURTHER MOVED, To suspend the portion of Board Rule 4.2 which requires the Board to meet after Thanksgiving, and cancelling the meeting of November 22 to observe the Thanksgiving holiday during the week of Thanksgiving; and, be it'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Motion establishing the 2016 Board of Supervisors Regular Meeting Schedule pursuant to Board of Supervisors Rules of Order, Sections 4.2, and 4.2.1, by cancelling the Board meetings of January 5, January 19, February 16, May 31, July 5, October 11, and November 8 and 22, 2016; and all Board and Committee meetings during the spring, summer and winter breaks from March 28 through April 1, August 3 through September 5, and December 14 through December 31, 2016; and further suspending portions of Board Rule 4.2. to effectuate certain dates within the regular meeting schedule to augment the flow of business. (Clerk of the Board)

Motion No. M15-174

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Farrell, seconded by Supervisor Tang, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Farrell, seconded by Supervisor Tang, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

151223 [Commending Supervisor Julie Christensen for Over 20 Years of Service to the City and County of San Francisco]

Sponsors: Breed; Tang and Farrell

Resolution commending Supervisor Julie Christensen for over 20 years of dedicated service to the City and County of San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to the Resolution commending Supervisor Julie Christensen for over 20 years of service to the City and County of San Francisco, as referenced in File No. 151223. Sylvia Johnson; Tom Gilberty; expressed support of the imperative item. The President declared public comment closed.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

151210 [Lease Amendment - Coit Tower, LLC - Lease and Operation of Coit Tower]

Ordinance approving the amendment to the lease with Coit Tower, LLC, for the operation of Coit Tower to allow a service charge for online elevator ticket sales in addition to the general fees for elevator tickets provided in Park Code, Section 12.06, allow the sale of food and beverage from a kiosk exterior to Coit Tower on a part of a vacated street or other space designated by the Recreation and Park Department General Manager if the street is not vacated, provide an ongoing rent credit of up to $9,500 per month for increased mural protection staffing, provide a short-term rent credit of up to $7,000 per month on account of delay in identifying a food service premises, allow a retroactive and ongoing credit for credit card fees associated with elevator tickets purchased by visitors, and amend the lease in certain other respects; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Recreation and Park Department)

11/20/15; RECEIVED FROM DEPARTMENT.

12/01/15; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 12/31/2015.

151211 [Planning Code - Landmark Designation - 90-92 Second Street (aka the Bourdette Building)]

Ordinance designating 90-92 Second Street (aka the Bourdette Building), Assessor's Block No. 3707, Lot No. 012, as a Landmark under Planning Code, Article 10; and making environmental findings, findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

11/13/15; RECEIVED FROM DEPARTMENT.

12/01/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 12/31/2015.

151212 [Settlement of Lawsuit - Filip Kesler 2011 Revocable Trust and Brandon Hughes - $82,500]

Ordinance authorizing settlement of the lawsuit filed by Filip Kesler 2011 Revocable Trust and Brandon Hughes against the City and County of San Francisco for $82,500; the lawsuit was filed on September 29, 2014, in San Francisco Superior Court, Case No. CGC-14-541914; entitled Filip Kesler 2011 Revocable Trust and Brandon Hughes v. City and County of San Francisco. (City Attorney)

11/23/15; RECEIVED FROM DEPARTMENT.

12/01/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

151213 [California Constitution Appropriations Limit - FY2015-2016 - $2,991,417,308]

Resolution establishing the appropriations limit for FY2015-2016 as $2,991,417,308, pursuant to California Constitution, Article XIII B. (Controller)

11/10/15; RECEIVED FROM DEPARTMENT.

12/01/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151214 [Real Property Lease - Sprint Spectrum, L.P. - 887 Potrero Avenue - $69,600 Per Year Base Rent]

Resolution authorizing the lease of telecommunications facilities on the roof of property located at 887 Potrero Avenue, with Sprint Spectrum, L.P., a Delaware limited partnership, for an initial five-year term at a base rent of $69,600 per year, to commence upon approval by the Board of Supervisors and Mayor, in their respective sole and absolute discretion. (Real Estate Department)

11/10/15; RECEIVED FROM DEPARTMENT.

12/01/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151215 [Real Property Lease - 450 Toland Street - Four Fifty Toland, LLC - $735,600 per Year - Purchase and Sale Agreements - 555 Selby Street, and 1975 Galvez Avenue - Selby and Hudson Corporation, W.Y.L. Five Star Service Industries - $6,300,000 and $5,000,000]

Resolution authorizing the execution and acceptance of a Lease by and between the City and County of San Francisco and Four Fifty Toland, LLC, a California Limited Liability Company, for the real property located at 450 Toland Street with an initial lease amount of $735,600 per year; the execution and acceptance of a Purchase and Sale Agreement by and between City and Selby and Hudson Corporation, a California corporation, for the real property located at 555 Selby Street for $6,300,000; the execution and acceptance of a Purchase and Sale Agreement by and between the City and W.Y.L. Five Star Service Industries, Inc., a California corporation, for the real property located at 1975 Galvez Avenue for $5,000,000; and finding the proposed transactions are in conformance with the City's General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Utilities Commission)

11/23/15; RECEIVED FROM DEPARTMENT.

12/01/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151216 [Agreement Amendment - Hellmuth, Obata & Kassabaum, Inc. - Traffic Company and Forensic Services Division Facility - Earthquake Safety and Emergency Response Bond Program - Not to Exceed $11,862,305]

Resolution authorizing the Director of Public Works to execute an amendment to the Agreement between the City and County of San Francisco and Hellmuth, Obata & Kassabaum, Inc., to furnish architectural and engineering design and related other consulting services for the Traffic Company and Forensic Services Division Facility under the Earthquake Safety and Emergency Response bond program, increasing the not-to-exceed amount from $993,952 to $11,862,305. (Public Works)

11/20/15; RECEIVED FROM DEPARTMENT.

12/01/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151217 [Settlement of Unlitigated Claim - David Leung - $62,290]

Resolution approving the settlement of the unlitigated claim filed by David Leung against the City and County of San Francisco for $62,290; claim was filed on January 5, 2015. (City Attorney)

11/23/15; RECEIVED FROM DEPARTMENT.

12/01/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 7:12 p.m.

ADDENDUM

The following information is provided by speaker(s), pursuant to Administrative Code, Section 67.16. The content is neither generated by, nor subject to approval or verification of accuracy by, the Clerk of the Board or the Board of Supervisors.

Ray Hartz submitted the following additional information during Public Comment as follows: Earlier this year I filed an Immediate Disclosure Request with the office of Board President London Breed. I notified her office of this request by telephone. I appeared before this Board of Supervisors and gave public notice on three separate occasions. I filed a complaint with the SOTF. There was a hearing of the Task Force. So, I would say, a person would have to be "dumber than a box of rock," to believe she didn't know of this lawful request! Throughout this process the supervisor failed to respond in any manner. She did this both knowingly and willfully, despite her understanding of her obligations under both the Sunshine Ordinance (SO) and the California Public Records Act (CPRA). I publicly accuse Board President London Breed of malfeasance in office. A public official who blatantly disregards their obligations under the law in carrying out their duties is not fit to serve!

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, December 15, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

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LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, KATY TANG, SCOTT WIENER,
NORMAN YEE
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Fewer, Haney, Walton	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Peskin, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Peskin	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Aaron Peskin, Katy Tang, Scott Wiener, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, December 15, 2015, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:03 p.m. On the call of the roll, Supervisor Kim was not present. There was a quorum.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of November 3, 2015. There were no corrections.

Supervisor Mar, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of November 3, 2015. The motion carried by the following vote, following general public comment:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Mar, Peskin, Tang, Wiener, Yee
Absent: 1 - Kim

AGENDA CHANGES

There were no agenda changes.

Supervisor Kim was noted present at 2:05 p.m.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

150817 [Administrative Code - Prevailing Wage, Apprenticeship, and Local Hire for City Property Sold for Housing Development or Leased by the City]

Sponsors: Cohen; Farrell and Avalos

Ordinance amending the Administrative Code to require inclusion of prevailing wage, apprenticeship, and local hiring requirements in the sale of City-owned property for the development of housing or where the City is a landlord, and to require inclusion of prevailing wage and apprenticeship requirements where the City is a tenant; and authorizing the Office of Labor Standards Enforcement and Office of Economic and Workforce Development to enforce such provisions to the extent not already authorized.

(Fiscal Impact)

FINALLY PASSED

151078 [Accept and Expend Grant - California Career Pathways Trust - Amendment to the Annual Salary Ordinance - $1,056,976]

Sponsor: Tang

Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of $1,056,976 from the California Department of Education through the City College of San Francisco for the California Career Pathways Trust Implementation Grant for the period of June 1, 2015, through June 30, 2017; and amending Ordinance No. 129-15 (Annual Salary Ordinance FYs 2015-2017) to provide for the creation of two Class 9774 Senior Community Development Specialist I grant-funded positions (0.67 FTE each) in the Office of Economic and Workforce Development.

FINALLY PASSED

151176 [Appropriation - Loan from Hetch Hetchy Power Enterprise's Fund Balance to Community Choice Aggregation Program, and Payment Terms - FY2015-2016 - $4,000,000]

Sponsors: Mayor; Breed and Mar

Ordinance appropriating $4,000,000 from the FY2015-2016 Hetch Hetchy Power Enterprise's fund balance to provide working capital for the Community Choice Aggregation Program (CleanPowerSF); and amending the repayment term of the existing loan authorized by Ordinance No. 120-15, and establishing the term for repayment of the additional loan, at five years from date of program launch in 2016.

(Fiscal Impact)

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

150985 [Settlement of Lawsuit - John Russo Industrial Sheetmetal, Inc., dba JRI, Inc. - $2,100,000]

Ordinance authorizing settlement of the lawsuit filed by John Russo Industrial Sheetmetal, Inc., a California corporation, dba JRI, Inc. ("JRI") against the City and County of San Francisco for $2,100,000 and other material terms; the lawsuit was filed on June 17, 2010, in Alameda County Superior Court Case No. HG10520625, entitled JRI, Inc. v. City and County of San Francisco, et al., related to the contract for the manufacture and delivery of two Aircraft Rescue Fire Fighting vehicles for use at San Francisco International Airport ("Airport"); other material terms of said settlement include that the City will convert the prior termination of JRI's contract for default to a termination for convenience; for five years, JRI will not bid on any Airport contracts, including as a subcontractor, or challenge any Airport procurements; and the parties mutually release all claims relating to the contract or the lawsuit. (City Attorney)

FINALLY PASSED

151163 [Settlement of Lawsuit - New Cingular Wireless, LLC, Donald Sipple, John Simon, Kark Simonsen, and Christopher Jacobs - $3,038,832]

Ordinance authorizing settlement of the lawsuit filed by New Cingular Wireless, LLC, Donald Sipple, John Simon, Karl Simonsen, and Christopher Jacobs against the City and County of San Francisco for $3,038,832; the lawsuit was filed on May 27, 2011, in Los Angeles Superior Court, Case No. BC462270; entitled Donald Sipple, et al. v. City Of Alameda, et al.; other material terms of said settlement are dismissal of the cross-complaint filed by the City and County of San Francisco against New Cingular Wireless, LLC, and AT&T Mobility, LLC. (City Attorney)

FINALLY PASSED

Recommendation of the Land Use and Transportation Committee

151126 [Planning Code, Zoning Map - Establishing the Japantown Neighborhood Commercial District]

Sponsors: Breed; Mar, Peskin, Campos and Farrell

Ordinance amending the Planning Code to establish the Japantown Neighborhood Commercial District (NCD) for the area between Geary Boulevard and Post Street from Fillmore Street to Laguna Street, the north side of Post Street from Webster Street to Laguna Street, and Buchanan Street from Post Street to mid-way between Sutter Street and Bush Street; revising various Planning Code sections to make conforming and other technical changes; revising the Zoning Map to add the Japantown NCD; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED

Recommendation of the Public Safety and Neighborhood Services Committee

150346 [Liquor License - 1504B Fillmore Street]

Resolution determining that the issuance of a Type 42 on-sale beer and wine license to Tat Cheung Lo, dba Level 2 Karaoke, located at 1504 Fillmore Street (District 5), will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license.
(Public Safety and Neighborhood Services Committee)

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Supervisor Peskin informed the Board of Supervisors that the City Attorney had advised that he can now vote on the matters related to the Warriors Event Center at Mission Bay South (File Nos. 150995, 150996, and 150997) since the Board has already heard and acted upon the judicial portion of the project during the December 8, 2015, Board of Supervisors meeting.

150995 [Administrative Code - Establishing Mission Bay Transportation Improvement Fund, and Advisory Committee]

Sponsors: Mayor; Kim, Farrell, Tang, Mar, Wiener, Campos, Cohen, Yee and Breed

Ordinance amending the Administrative Code to establish a fund to pay for City services and capital improvements addressing transportation and other needs of the community in connection with events at the Golden State Warriors Event Center and Mixed Use Project; create an advisory committee to make recommendations about the use of monies from the fund; and adopting findings under the California Environmental Quality Act.
(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 10 - Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Noes: 1 - Avalos

File Nos. 150996 and 150997 were called together.

150996 [Golden State Warriors Event Center at Mission Bay - Delegation of Public Improvement Approvals and Other Actions]

Sponsors: Mayor; Farrell

Ordinance delegating to the Director of Public Works the authority to accept required public improvements related to the development of the Golden State Warriors Event Center and Mixed-Use Development pursuant to the Mission Bay South Redevelopment Plan; authorizing the Director of the Real Estate Division to accept any future easements, licenses, or grant deeds related to the development project, including a public sidewalk easement and grant deeds for property underlying public improvements; and adopting findings pursuant to the California Environmental Quality Act.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

150997 [Golden State Warriors Event Center at Mission Bay - Street and Easement Vacations]

Sponsors: Mayor; Farrell

Ordinance ordering the summary vacation of four easements for water line, sanitary sewer, and/or storm water purposes and two offers of dedication within portions of Assessor's Block No. 8722, Lot Nos. 1 and 8 within the Mission Bay South Redevelopment Plan Area for the Golden State Warriors Event Center and Mixed-Use Development at Mission Bay South Blocks 29-32; authorizing a termination and quitclaim of the easements and other City and County of San Francisco rights and interest in the vacated areas; authorizing the General Manager of the Public Utilities Commission and the Director of Property to execute the quitclaim deeds for the vacated easements and vacation area; providing license agreement(s), including if appropriate, a retroactive extension of the previously executed agreement, for the public's use of the temporary Terry A. Francois Boulevard Connector Road; adopting findings pursuant to the California Environmental Quality Act; and making findings of consistency with the Mission Bay South Redevelopment Plan, the General Plan, and the eight priority policies of Planning Code, Section 101.1, for the actions contemplated in this Ordinance.

Supervisor Farrell requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendation of the Government Audit and Oversight Committee

151066 [Mills Act Historical Property Contract - 807 Montgomery Street]

Sponsor: Peskin

Resolution approving a Mills Act historical property contract between 807 Montgomery, LLC, the owners of 807 Montgomery Street, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor to execute the historical property contract.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

150624 [Administrative Code - Supportive Housing Tenants' Enrollment in Public Benefits]
Sponsors: Farrell; Mar
Ordinance amending the Administrative Code to require providers of City-funded permanent supportive housing to make reasonable efforts to help enroll tenants in all public benefits for which they are eligible and provide an annual report regarding tenant enrollment in public benefits.

Supervisor Mar requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151020 [Amending Ordinance No. 89-10 - Water Revenue Bond Issuance and Sale - Public Utilities Commission - Not to Exceed $1,737,724,038]
Ordinance amending Ordinance No. 89-10, to authorize the San Francisco Public Utilities Commission to enter into one or more State of California State Water Resources Control Board Installment Sale Agreements and Grants in an aggregate principal amount not to exceed the previously authorized amount of $1,737,724,038 to finance, among other projects, the costs of the San Francisco Westside Recycled Water Project pursuant to the Charter, including Proposition E, an amendment to the Charter enacted by the voters on November 5, 2002; and ratifying previous actions taken in connection therewith. (Public Utilities Commission)
(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151125 [Accept and Expend Grant - United States Department of Labor - American Apprenticeship Initiative - Amendment to the Annual Salary Ordinance - $2,999,999]
Sponsor: Mayor
Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of $2,999,999 from the United States Department of Labor for the American Apprenticeship Initiative Grant for the period of October 1, 2015, to September 30, 2020; and amending Ordinance No. 129-15 (Annual Salary Ordinance FYs 2015-2016 and 2016-2017) to provide for the creation of one (1) Class 9774 Senior Community Development Specialist I grant-funded position (0.58 FTE) in the Office of Economic and Workforce Development.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

150717 [Lease - San Francisco International Airport Replacement Air Traffic Control Tower - Operation and Occupancy by the United States Government - $20]

Resolution approving Lease No. DTFAWN-15-L-00093 with the U.S. Government for occupancy and operation of the replacement Air Traffic Control Tower at the San Francisco International Airport by the United States Government, acting by and through the Federal Aviation Administration, for the lease amount of $1 per year totaling $20 over the 20-year term to commence following Board approval. (Airport Commission)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

150742 [Accept and Expend Grant - California Natural Resources Agency - Noe Valley Town Square Project - $567,039]

Sponsors: Wiener; Farrell

Resolution retroactively authorizing the Recreation and Park Department to accept and expend an Urban Greening for Sustainable Communities Grant from the California Natural Resources Agency in the amount of $567,039 for the Noe Valley Town Square Project for the period of September 1, 2015, through May 1, 2017, and authorizing the Director of Real Estate to file a Memorandum of Unrecorded Grant Agreement with the Assessor-Recorder defining the terms of the grant agreement, as defined herein.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151024 [Contract Modification - T3 East, a Joint Venture - Construction Management Services - Airport Terminal 3 Improvement Projects - Not to Exceed $12,115,000]

Resolution retroactively approving the sixth modification to Airport Contract 9048.9, Construction Management Services for the Airport Terminal 3 Improvement Projects between T3 East, a Joint Venture, and the City and County of San Francisco, acting by and through its Airport Commission, for a new total not-to-exceed amount of $11,794,000 with a new end date of November 11, 2016, pursuant to Charter, Section 9.118(b); and authorizing the Airport Director to negotiate and execute, with Airport Commission approval, further modifications for a total amount not to exceed $12,115,000 and a term end date no later than February 1, 2017. (Airport Commission)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151029 [Contract Amendment - A Better Way, Inc. - Behavioral Health Services - Not to Exceed $14,115,308]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with A Better Way, Inc., to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $4,132,394 for a total amount not to exceed $14,115,308. (Public Health Department)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151037 [Contract Amendment - HealthRIGHT360 - Jail Psychiatric Services - Behavioral Health Services - Not to Exceed $26,930,843]

Sponsor: Mar

Resolution approving amendment number three to the Department of Public Health contract for behavioral health services with HealthRIGHT360 to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $8,459,436 for a total amount not to exceed $26,930,843.
(Fiscal Impact)

Supervisor Mar requested to be added as the sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151041 [Contract Amendment - Larkin Street Youth Services - Behavioral Health Services - Not to Exceed $11,802,629]

Sponsor: Mar

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Larkin Street Youth Services to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $1,871,834 for a total amount not to exceed $11,802,629.
(Fiscal Impact)

Supervisor Mar requested to be added as the sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151042 [Contract Amendment - Oakes Children's Center - Behavioral Health Services - Not to Exceed $13,646,536]

Resolution approving amendment number three to the Department of Public Health contract for behavioral health services with Oakes Children's Center to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $4,370,003 for a total amount not to exceed $13,646,536. (Public Health Department)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151045 [Contract Amendment - Regents of the University of California San Francisco - Infant Parent Program - Behavioral Health Services - Not to Exceed $12,316,517]

Sponsor: Mar

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with The Regents of the University of California San Francisco, for the infant parent program, to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of $3,010,777 for a total amount not to exceed $12,316,517.
(Fiscal Impact)

Supervisor Mar requested to be added as the sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151099 [Finding of Fiscal Feasibility - Airport Shoreline Protection Project at San Francisco International Airport]

Resolution finding the proposed Airport Shoreline Protection Project at San Francisco International Airport fiscally feasible and responsible pursuant to San Francisco Administrative Code, Chapter 29. (Airport Commission)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151168 [Agreement Amendment - APX, Inc. - Power Scheduling Coordination and Related Support Services - Not to Exceed $105,000,000]

Resolution retroactively authorizing the General Manager of the San Francisco Public Utilities Commission to execute the first amendment to Agreement No. CS-344, Power Scheduling Coordination and Related Support Services, with APX, Inc., increasing the not to exceed amount by $100,000,000, for a total not-to-exceed amount of $105,000,000, and with no change to the five-year agreement duration, to allow for the payment of the California Independent System Operator (CAISO) power transmission charges. (Public Utilities Commission)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151169 [Water Enterprise Agreement - Planning and Design Services, Mountain Tunnel Improvements - Not to Exceed $21,000,000]

Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to negotiate and execute Hetch Hetchy Water and Power funded Agreement No. CS-249, Planning and Design Services, Mountain Tunnel Improvements, for an amount not to exceed $21,000,000 and with a duration of ten years, with options to extend the agreement for up to an additional three years, for a total of duration not to exceed 13 years, pursuant to Charter, Section 9.118. (Public Utilities Commission)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151181 [Apply for, Accept and Expend Grant - Metropolitan Transportation Commission - State Transportation Improvement Program - $1,910,000]

Sponsors: Mayor; Farrell

Resolution authorizing the filing of an application for funding assigned to the Metropolitan Transportation Commission (MTC); stating assurance to complete the projects; and authorizing Public Works to accept and expend $1,910,000 in State Transportation Improvement Program grant funds awarded through MTC.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151183 [Office of Community Investment and Infrastructure, Operating as Successor Agency to the San Francisco Redevelopment Agency - Budget and Bonds Amendment - Mission Bay South Project Area - Not to Exceed $135,000,000 - FY2015-2016]

Sponsor: Mayor

Resolution approving an amendment to the FY2015-2016 budget of the Office of Community Investment and Infrastructure, operating as the Successor Agency to the San Francisco Redevelopment Agency, by increasing the Successor Agency's bond proceeds by $135,000,000, authorizing expenditures in an amount not to exceed $135,000,000, and approving the issuance of bonds in an additional principal amount not to exceed $135,000,000 to finance enforceable obligations in the Mission Bay South Project Area.
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151188 [Apply for, Accept, and Expend Grant - Metropolitan Transportation Commission - Active Transportation Program - $3,800,000]

Sponsors: Mayor; Farrell

Resolution retroactively authorizing the filing of an application for funding assigned to the Metropolitan Transportation Commission (MTC); committing any necessary matching funds; stating assurance to complete the projects; and authorizing Public Works to accept and expend $3,800,000 in Active Transportation Program grant funds awarded through MTC.
(Fiscal Impact)

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151191 [Accept and Expend Grant - California Office of Traffic Safety - Alcohol and Drug Impaired Driver Vertical Prosecution Program - $290,704]

Sponsor: Farrell

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of $290,704 from the California Office of Traffic Safety for the Alcohol and Drug Impaired Driver Vertical Prosecution Program for the grant period October 1, 2015, through September 30, 2016.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151196 [Accept and Expend Grant-In-Place - San Francisco Parks Alliance - Noe Valley Town Square - $450,000]

Sponsors: Wiener; Farrell and Mar

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a Grant-in-Place, from the San Francisco Parks Alliance, of improvements to Noe Valley Town Square valued at $450,000.

Supervisors Farrell and Mar requested to be added as co-sponsors.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151215 [Real Property Lease - 450 Toland Street - Four Fifty Toland, LLC - $735,600 per Year - Purchase and Sale Agreements - 555 Selby Street, and 1975 Galvez Avenue - Selby and Hudson Corporation, W.Y.L. Five Star Service Industries - $6,300,000 and $5,000,000]

Resolution authorizing the execution and acceptance of a Lease by and between the City and County of San Francisco and Four Fifty Toland, LLC, a California Limited Liability Company, for the real property located at 450 Toland Street with an initial lease amount of $735,600 per year; the execution and acceptance of a Purchase and Sale Agreement by and between City and Selby and Hudson Corporation, a California corporation, for the real property located at 555 Selby Street for $6,300,000; the execution and acceptance of a Purchase and Sale Agreement by and between the City and W.Y.L. Five Star Service Industries, Inc., a California corporation, for the real property located at 1975 Galvez Avenue for $5,000,000; and finding the proposed transactions are in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Utilities Commission)
(Fiscal Impact)

Privilege of the floor was granted unanimously to John Updike, Director (Real Estate Division), and Harvey Rose, Budget and Legislative Analyst, who responded to questions raised throughout the discussion.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151232 [Cooperative Agreement - State of California (Caltrans) - Van Ness Transit Improvement Project]

Sponsors: Breed; Farrell and Mar

Resolution approving a Cooperative Agreement with the State of California (Caltrans) regarding construction support and funding of the Van Ness Transit Improvement Project; and making findings under the California Environmental Quality Act.
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Peskin

151236 [Contract Amendment - New Flyer of America, Inc. - Purchase of Low Floor Diesel-Hybrid Buses - Not to Exceed $412,270,421]

Sponsors: Wiener; Breed and Mar

Resolution approving Amendment No. 2 to Contract No. CPT 713 (Procurement of 40-Ft and 60-Ft Low Floor Diesel Hybrid Coaches) with New Flyer of America Inc., to purchase an additional 152 standard and 113 articulated low floor diesel-hybrid buses, for an additional amount of $244,630,752 and a total contract amount not to exceed $412,270,421 subject to availability of funding, with no change to the term of the contract and the notice to proceed contingent on funding availability.
(Fiscal Impact)

Supervisor Mar requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Government Audit and Oversight Committee

151124 [Memorandum of Understanding - Amendment No. 8 to Firefighters, Local 798, Unit 1]

Sponsors: Mayor; Breed, Farrell and Cohen

Ordinance adopting and implementing Amendment No. 8 to the 2007-2018 Memorandum of Understanding between the City and County of San Francisco and the Firefighters, Local 798, Unit 1, by implementing specified terms and conditions of employment for FYs 2015-2016, 2016-2017, and 2017-2018.

Supervisors Farrell and Cohen requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

150600 [Follow-Up Board Response - Civil Grand Jury - Office of the Assessor-Recorder: Despite Progress, Still the Lowest Rated in the State]

Motion responding to the 2014-2015 Civil Grand Jury request to provide a status update on the Board of Supervisors' response to the relevant recommendation issued in the 2014-2015 Civil Grand Jury Report entitled, "Office of the Assessor-Recorder, Still the Lowest Rated in the State." (Government Audit and Oversight Committee)

Supervisor Yee, seconded by Supervisor Mar, moved that this Motion be AMENDED to revise the 'MOVED' clause on Page 2, Lines 5-8, to read 'That Recommendation No. 2 has been implemented, for reasons as follows: the staffing analysis is currently underway and will be completed by the end of FY2015-2016. The Board requests that the Office of the Assessor-Recorder forward any updates to the Board of Supervisors throughout the fiscal year'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Motion No. M15-181

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

President Breed recessed the meeting at 3:44 p.m. and reconvened at 3:47 p.m.

Referred Without Recommendation from the Budget and Finance Committee

File Nos. 151174, 151175, 151184, 151185, 151187, 151177, and 151180 were called together.

151174 [Authorizing Certificates of Participation - Acquisition of Real Property - Not to Exceed $16,750,000]

Sponsor: Mayor

Ordinance authorizing the execution and delivery of Certificates of Participation on a tax-exempt or taxable basis evidencing and representing an aggregate principal amount of not to exceed $215,000,000 to finance the costs of acquisition, construction, and installation of certain additions and improvements for a rehabilitation detention facility to be located on property within the City; authorizing the issuance of commercial paper notes in advance of the delivery of the Certificates; approving the form of Trust Agreement between the City and County of San Francisco and the Trustee (including certain indemnities contained therein); authorizing the selection of the Trustee by the Director of Public Finance; approving respective forms of a Property Lease and a Lease Agreement, each between the City and the Trustee for the lease and lease back of all or a portion of certain hospital property and facilities; approving the forms of Purchase Contract, Official Notice of Sale, and Notice of Intention to Sell Certificates; directing the publication of the Notice of Intention to Sell Certificates; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of the Certificates; approving the form of the Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, execution, sale, and delivery of the Certificates; approving modifications to documents and agreements; declaring the City's intent to reimburse certain expenditures; and ratifying previous actions taken in connection therewith. (Fiscal Impact)

Privilege of the floor was granted unanimously to Ben Rosenfield, City Controller, who responded to questions raised throughout the discussion.

Supervisor Breed, seconded by Supervisor Tang, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by decreasing the not to exceed aggregate principal amount from '$215,000,000' to '$16,750,000,' and removing the references that the acquisition site will be used for construction, installation or improvements to a 'rehabilitation detention facility.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Ordinance authorizing the execution and delivery of Certificates of Participation on a tax-exempt or taxable basis evidencing and representing an aggregate principal amount of not to exceed $16,750,000 to finance the costs of acquisition of real property located within the City; authorizing the issuance of commercial paper notes in advance of the delivery of the Certificates; approving the form of Trust Agreement between the City and County of San Francisco and the Trustee (including certain indemnities contained therein); authorizing the selection of the Trustee by the Director of Public Finance; approving respective forms of a Property Lease and a Lease Agreement, each between the City and the Trustee for the lease and lease back of all or a portion of certain hospital property and facilities; approving the forms of Purchase Contract, Official Notice of Sale, and Notice of Intention to Sell Certificates; directing the publication of the Notice of Intention to Sell Certificates; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of the Certificates; approving the form of the Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, execution, sale, and delivery of the Certificates; approving modifications to documents and agreements; declaring the City's intent to reimburse certain expenditures; and ratifying previous actions taken in connection therewith.
(Fiscal Impact)

Supervisor Breed, seconded by Supervisor Tang, moved that this Ordinance be RE-REFERRED AS AMENDED to the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151175 [Appropriation - Certificates of Participation for Acquisition of Property - $16,750,000 - FY2015-2016]

Sponsor: Mayor

Ordinance appropriating $215,000,000 in Certificates of Participation for construction of the Rehabilitation Detention Facility and associated costs in FY2015-2016, and placing these funds on Controller's Reserve pending the sale of the Certificates.
(Fiscal Impact)

Privilege of the floor was granted unanimously to Ben Rosenfield, City Controller, who responded to questions raised throughout the discussion.

Supervisor Breed, seconded by Supervisor Tang, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by decreasing the appropriation amount from '$215,000,000' to '$16,750,000,' and changing the use of these monies from 'construction of the rehabilitation detention facility' to 'acquisition of property adjacent to the Hall of Justice.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Ordinance appropriating $16,750,000 in Certificates of Participation for acquisition of property adjacent to the Hall of Justice in FY2015-2016, and placing these funds on Controller's Reserve pending the sale of the Certificates.
(Fiscal Impact)

Supervisor Breed, seconded by Supervisor Tang, moved that this Ordinance be RE-REFERRED AS AMENDED to the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151184 [Real Property Acquisition - 814-820 Bryant Street, 444-6th Street, 450-6th Street, and 470-6th Street - Various Owners - At Fair Market Value - Not to Exceed $14,500,000]

Sponsor: Mayor

Resolution authorizing the acquisition of real property at 814-820 Bryant Street, 444-6th Street, 450-6th Street, and 470-6th Street (Assessor's Block No. 3759, Lot Nos. 009, 012, 014, 043, and 045) from Lin Trust, Musso Trust, and Myung Chun, respectively; and the issuance of Commercial Paper Notes in an aggregate principal amount not to exceed $14,500,000.
(Fiscal Impact)

Privilege of the floor was granted unanimously to Ben Rosenfield, City Controller, who responded to questions raised throughout the discussion.

Supervisor Breed, seconded by Supervisor Tang, moved that this Resolution be RE-REFERRED to the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151185 [Issuance of Tax Exempt and Taxable Commercial Paper Notes - Construction of Rehabilitation Detention Facility - Not to Exceed $11,310,000]

Sponsor: Mayor

Resolution authorizing the execution and delivery of tax-exempt and/or taxable commercial paper notes in an aggregate amount of up to $11,310,000 to provide interim funding for the construction of the Rehabilitation Detention Facility to replace County Jail No. 3 and County Jail No. 4; and determining other matters in connection therewith.
(Fiscal Impact)

Privilege of the floor was granted unanimously to Ben Rosenfield, City Controller, who responded to questions raised throughout the discussion.

Supervisor Breed, seconded by Supervisor Tang, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151187 [Accept and Expend State Bond Financing - State Public Works Board - Construction of Rehabilitation and Detention Facility - $80,000,000]

Sponsor: Mayor

Resolution authorizing the Sheriff's Department to accept and expend $80,000,000 of lease revenue bond financing from the State Public Works Board to fund the construction of the Rehabilitation and Detention Facility project to replace County Jail No. 3 and County Jail No. 4.
(Fiscal Impact)

Privilege of the floor was granted unanimously to Ben Rosenfield, City Controller, who responded to questions raised throughout the discussion.

Supervisor Breed, seconded by Supervisor Tang, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151177 [Appropriation and De-Appropriation - Expenditures for Mental Health Services - $1,483,000 - FY2015-2016]

Sponsor: Mayor

Ordinance appropriating $1,483,000 for capital construction for the renovation of San Francisco General Hospital to accommodate mental health services in the Department of Public Health and de-appropriating $1,483,000 in FY2015-2016.
(Fiscal Impact)

Privilege of the floor was granted unanimously to Ben Rosenfield, City Controller, who responded to questions raised throughout the discussion.

Supervisor Breed, seconded by Supervisor Tang, moved that this Ordinance be RE-REFERRED to the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151180 [Amended Ten-Year Capital Expenditure Plan - FYs 2016-2025]

Sponsors: Mayor; Farrell

Resolution amending the City's ten-year capital expenditure plan for FYs 2016-2025 to accept an award of $80,000,000 from the California Board of State and Community Corrections for the proposed Rehabilitation and Detention Facility Project and to recognize the revised scope thereof; and to advance projects within the Justice Facilities Improvement Program financed through the Capital Plan's General Fund Debt Program.

Privilege of the floor was granted unanimously to Ben Rosenfield, City Controller, who responded to questions raised throughout the discussion.

Supervisor Farrell requested to be added as a co-sponsor.

Supervisor Breed, seconded by Supervisor Tang, moved that this Resolution be RE-REFERRED to the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

President Breed recessed the meeting at 4:46 p.m. and reconvened at 4:52 p.m.

Recommendations of the Land Use and Transportation Committee

150793 [Planning Code - Child Care Requirements for Office and Residential Projects and Associated Fees]

Sponsors: Yee; Avalos, Kim, Mar, Campos and Cohen

Ordinance amending the Planning Code to increase the Child Care In Lieu Fee for office and hotel development projects of up to $1.57 per gross square foot and apply the fee to projects of 25,000 or more gross square feet; to impose a tiered Child Care Fee for residential development projects of up to $1.83 per gross square foot; to allow developers the option to provide onsite Small Family Daycare Homes in lieu of the fee; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisors Kim, Mar, Campos, and Cohen requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

150943 [Administrative Code - Bicycle Yield Enforcement Policy]

Sponsors: Avalos; Breed, Campos, Kim, Mar and Wiener

Ordinance amending the Administrative Code to add Chapter 110 to establish the "San Francisco Right-of-Way Policy" to promote safety, tolerance, and harmony among all users of City Streets; make arrests and citations of bicyclists for failure to stop at a stop sign the lowest traffic enforcement priority, provided that the bicyclist first slows to a safe speed and yields the right-of-way to any other vehicle or pedestrian in the intersection; require quarterly reports from the Police Department on statistics related to traffic enforcement, injuries, and fatalities; urge the Municipal Transportation Agency to develop a program to educate the public about the Bicycle Yield Enforcement Policy; and require notification of state officials of this Ordinance.
(Supervisor Cohen dissented in committee.)

Supervisor Avalos, seconded by Supervisor Farrell, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Lines 3-4, by striking 'hit' and adding 'seriously injured'; Page 5, Line 3, by adding 'always' after 'bicyclists', and Lines 11-12, by adding ', maintain a distance of at least six feet from any pedestrian'; and Page 7, Line 7, by striking '2015' and adding '2016'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
(Supervisor Cohen dissented in committee.)

Supervisor Avalos requested File No. 150943 be DUPLICATED AS AMENDED.

See duplicated File No. 151268.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 6 - Avalos, Breed, Campos, Kim, Mar, Wiener
Noes: 5 - Cohen, Farrell, Peskin, Tang, Yee

151268 [Administrative Code - Bicycle Yield Enforcement Policy]
Sponsors: Avalos; Breed, Campos, Kim, Mar and Wiener
Ordinance amending the Administrative Code to add Chapter 110 to establish the "San Francisco Right-of-Way Policy" to promote safety, tolerance, and harmony among all users of City Streets; make arrests and citations of bicyclists for failure to stop at a stop sign the lowest traffic enforcement priority, provided that the bicyclist first slows to a safe speed and yields the right-of-way to any other vehicle or pedestrian in the intersection; require quarterly reports from the Police Department on statistics related to traffic enforcement, injuries, and fatalities; urge the Municipal Transportation Agency to develop a program to educate the public about the Bicycle Yield Enforcement Policy; and require notification of state officials of this Ordinance.

Duplicated from File No. 150943.

Supervisor Avalos, seconded by Supervisor Campos, moved that this Ordinance be REFERRED to the Land Use and Transportation Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151082 [Health Code - Amendment to Sugar-Sweetened Beverage Warning Ordinance]
Sponsors: Wiener; Mar
Ordinance amending the Health Code by changing the exemption for permitted signs under Section 4203(d) of the Sugar-Sweetened Beverage Warning Ordinance to signs permitted on or before October 20, 2015.

Supervisor Mar requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Campos, seconded by Supervisor Mar, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Campos introduced, welcomed, and presented Certificates of Honor to Veritas Investments and Spike Khan in recognition of their accomplishments through the Good Samaritan Program and continued community support.

Supervisors Mar introduced, welcomed, and presented a Certificate of Honor to Sara Shortt, Executive Director (Housing Rights Committee of San Francisco), in recognition of her many accomplishments fighting for tenant rights in San Francisco and continued community support. Supervisors Campos, Avalos, Kim, Peskin, and Cohen shared in this commendation.

Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Chris Schaffer and Roy Carr, on behalf of the late Jim Meko, in recognition of Mr. Meko's many accomplishments as an advocate and activist for the South of Market neighborhood.

Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Bevan Dufty in recognition of his retirement from the City and County of San Francisco and his many accomplishments as a member of the Board of Supervisors and the Director of Housing Opportunity, Partnerships and Engagement. Sid, Amaya, Rosie, Tatiana, Andrea, Sophia, and Eve were acknowledged. Supervisors Breed, Campos, Cohen, Farrell, Tang, Mar, Avalos, Yee, and Peskin shared in this commendation.

COMMITTEE REPORTS

151198 [Interim Zoning Controls Six-Month Extension - Formula Retail Uses in the Castro Street Neighborhood Commercial District]

Sponsor: Wiener

Resolution extending, for an additional six-month period, interim zoning controls in the Castro Street Neighborhood Commercial District to require a Conditional Use authorization under Planning Code, Section 303.1, for a proposed use that has been determined to be Formula Retail, even if a project sponsor subsequently removes one or more distinguishing Formula Retail Use features from the project proposal; and affirming the Planning Department's determination under the California Environmental Quality Act.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

150973 [Police Code - Storage of Firearms in Motor Vehicles]

Sponsors: Campos; Mar, Yee, Breed, Farrell and Cohen

Ordinance amending the Police Code to prohibit any person from placing, storing, or leaving a firearm in an unattended motor vehicle unless it is in a lock box or in the locked trunk of the motor vehicle.

This item was not sent as a Committee Report.

Supervisors Farrell and Cohen requested to be added as co-sponsors.

File Nos. 151230 and 151231 were called together.

151230 [Urging the California Public Utilities Commission to Reject Pacific Gas and Electric Company's Proposed Increases to Net Energy Meeting Fees]

Sponsors: Avalos; Breed, Campos, Mar and Farrell

Resolution urging the California Public Utilities Commission to reject the Pacific Gas and Electric Company's proposed increased fees to net energy metering program, and support alternatives that will minimize fees and ensure that customers receive a fair price for excess electricity they export to utilities.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151231 [Urging the California Public Utilities Commission to Re-Examine Fairness of Proposed Increase to Power Charge Indifference Adjustment]

Sponsors: Avalos; Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

Resolution urging the California Public Utilities Commission ("CPUC") to reject the Pacific Gas and Electric Company's proposed increase to the Power Charge Indifference Adjustment ("PCIA") in Application 15-06-001 and support alternatives that will mitigate the impacts of proposed rate increases on Community Choice Aggregation ("CCA") customers and prospective CCA customers; and to express support for the CPUC's re-examination of how the PCIA is calculated and applied to CCA customers.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151248 [Appointments, Cannabis State Legalization Task Force - Jesse Stout, Erich Pearson, Michelle Aldrich, Sara Payan, Jon Ballesteros, Barbara Fugate, Tom McElroy, Laura Thomas, Terrance Alan, Sarah Shrader, and Daisy Ozim]

Motion appointing Jesse Stout, Erich Pearson, Michelle Aldrich, Sara Payan, Jon Ballesteros, Barbara Fugate, Tom McElroy, Laura Thomas, Terrance Alan, Sarah Shrader, and Daisy Ozim, terms ending August 31, 2016, to the Cannabis State Legalization Task Force. (Rules Committee)

Motion No. M15-182

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; shared concerns relating to affordable housing.
Male Speaker; shared concerns relating to sensitivity training for police officers.
Alicia Zhao; invited the Board to attend the Shen Yun show and shared additional related events..
Male Speaker; shared two video clips relating to the Shen Yun show.
Vladimir; expressed various concerns relating to fascism, evictions, and homelessness.
Christopher Dahl; shared concerns relating to climate strategies.
Walter Paulson; shared in song certain concerns with the Board.
Kirsten Selberg; shared concerns relating to the proposed redevelopment concepts for the Palace of Fine Arts project.
Magick; shared concerns relating to the proposed redevelopment concepts for the Palace of Fine Arts project.
Male Speaker; expressed various concerns with the Board.
Richard Worn; shared concerns relating to the efforts being made to landmark a historic tree.
Rex; shared concerns relating to the efforts being made to landmark a historic tree.
Vanessa Rullo; shared concerns relating to the efforts being made to landmark a historic tree.
Female Speaker; shared concerns relating to the efforts being made to landmark a historic tree.
Male Speaker; expressed various religious concerns.
Lizzy Deacon; shared recommendations related to alternatives to incarceration.
Male Speaker; shared recommendations related to alternatives to incarceration.
Tom Gilberty; shared concerns relating to bicycle safety and noise pollution.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

151261 [Approval of a 45-Day Extension for Planning Commission Review of Inclusionary Affordable Housing Program (File No. 150911)]

Sponsors: Mayor; Farrell and Tang

Resolution extending by 45 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150911) amending the Planning Code to provide revised geographic, timing, pricing and other requirements for the off-site alternative to the Inclusionary Housing Fee; create a new option for off-site projects that qualify as Nonprofit Provider Partner Projects; create a new alternative for project sponsors of smaller market-rate projects to direct the Affordable Housing Fee to small sites projects; create an option for project sponsors of on- and off-site housing to provide higher amounts of affordable housing at higher levels of affordability termed "dialing up;" revise certain definitions and operating procedures related to the Inclusionary Housing Program and make conforming changes; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1.

ADOPTED

151252 [Final Map 7909 - 555 Fulton Street and 746 Laguna Street]

Motion approving Final Map 7909, a 139 residential unit and one commercial unit, mixed-use Condominium Project, located at 555 Fulton Street and 746 Laguna Street, being a merger and subdivision of Assessor's Block No. 0794, Lot Nos. 028 and 015, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-183

APPROVED

151253 [Final Map 7915 - 457 Oak Street]

Motion approving Final Map 7915, a five residential unit Condominium Project, located at 457 Oak Street, being a subdivision of Assessor's Block No. 0840, Lot No. 037, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-184

APPROVED

151254 [Final Map 8300 - 2438 Lake Street]

Motion approving Final Map 8300, a six residential unit Condominium Project, located at 2438 Lake Street, being a subdivision of Assessor's Block No. 1333, Lot No. 020, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-185

APPROVED

151255 [Final Map 8434 - 2152-2154 Market Street]

Motion approving Final Map 8434, a six residential unit Condominium Project, located at 2152-2154 Market Street, being a subdivision of Assessor's Block No. 3542, Lot No. 012, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-186

APPROVED

151256 [Final Map 8613 - 1338-1340 Union Street]

Motion approving Final Map 8613, a five residential unit Condominium Project, located at 1338-1340 Union Street, being a subdivision of Assessor's Block No. 0525, Lot No. 010, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-187

APPROVED

151262 [Closed Session - Existing Litigation - Pacific Gas and Electric Company]

Sponsor: Breed

Motion that the Board of Supervisors convene in closed session on January 12, 2016, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City is a plaintiff, defendant, and petitioner and Pacific Gas and Electric Company is an adverse party: Federal Energy Regulatory Commission Case No. EL15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; and Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014.

Motion No. M15-188

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCE

151250 [Settlement of Lawsuits - 765 Market Street Residential Owners Association - City to Consider Pedestrian and Traffic Improvements]

Ordinance authorizing settlement of the lawsuits filed by 765 Market Street Residential Owners Association, et al., against the City and County of San Francisco; the first lawsuit was filed on August 16, 2013, in Sacramento Superior Court, Case No. 34-2013-80001609 and then transferred to San Francisco Superior Court, Case No. CPF-14-513433, and appealed to the First Appellate District for the Court of Appeal of the State of California, Case No. A143980, entitled 765 Market Street Residential Owners Association, et al. v. City and County of San Francisco, et al.; the second lawsuit was filed on June 19, 2014, in San Francisco Superior Court, Case No. CPF-14-540094, and appealed to the First Appellate District for the Court of Appeal of the State of California, Case No. A143983, entitled 765 Market Street Residential Owners Association, et al. v. City and County of San Francisco, et al.; material terms of said settlement include the City's commitment to initiate consideration of installing of a crosswalk at Third Street and Stevenson Street, revising signal timing and offsets on Third Street, and relocating the pedestrian signal at Third Street; and the commitment of Real Party in Interest, 706 Mission Street Co., LLC, to donate $100,000 to the City to offset costs to fund the improvements if they are approved by the City. (City Attorney)

12/07/15; RECEIVED FROM DEPARTMENT.

12/15/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTION

151251 [Administrative Code - Water Efficient Irrigation]

Ordinance amending the Administrative Code by revising the applicability threshold to 500 square feet for requirements for the development and maintenance of landscape irrigation controls for specified new construction landscapes and landscape rehabilitation projects. (Public Utilities Commission)

12/07/15; RECEIVED FROM DEPARTMENT.

12/15/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/14/2016.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 7:01 p.m.

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